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TITLE 7—AGRICULTURE

Chapter VII—Production and Marketing Administration (Agricultural Adjustment), Department of Agriculture

[1061(51)-1, Supp. 1]

PART 701—NATIONAL AGRICULTURAL CONSERVATION PROGRAM

SUBPART—1951

STATE FUNDS

Pursuant to the authority vested in the Secretary of Agriculture under sections 7–17 of the Soil Conservation and Domestic Allotment Act, as amended, the 1951 National Agricultural Conservation Program, issued September 6, 1950 (15 F. R. 6109), is amended as follows:

Section 701.201 is amended to read as follows:

§ 701.201 *State funds.* Funds available for conservation practices will be distributed among States on the basis of their conservation needs, but the proportion allocated to any State shall not be reduced more than 15 percent from its proportionate 1950 distribution. The allocation of funds among the States is as follows:

Alabama	$7,182,000
Alaska	33,000
Arizona	1,720,000
Arkansas	5,514,000
California	5,553,000
Colorado	3,924,000
Connecticut	589,000
Delaware	395,000
Florida	2,307,000
Georgia	8,332,000
Hawaii	219,000
Idaho	1,930,000
Illinois	9,316,000
Indiana	5,893,000
Iowa	10,015,000
Kansas	7,708,000
Kentucky	6,290,000
Louisiana	4,872,000
Maine	1,108,000
Maryland	1,543,000
Massachusetts	637,000
Michigan	5,267,000
Minnesota	6,348,000
Mississippi	7,554,000
Missouri	10,555,000
Montana	4,025,000
Nebraska	7,194,000
Nevada	258,000
New Hampshire	555,000
New Jersey	859,000
New Mexico	2,116,000
New York	5,599,000
North Carolina	7,227,000
North Dakota	$5,388,000
Ohio	6,009,000
Oklahoma	8,708,000
Oregon	2,511,000
Pennsylvania	5,948,000
Puerto Rico	991,000
Rhode Island	99,000
South Carolina	3,651,000
South Dakota	5,612,000
Tennessee	6,241,000
Texas	21,970,000
Utah	1,503,000
Vermont	1,221,000
Virgin Islands	15,000
Virginia	4,752,000
Washington	2,804,000
West Virginia	1,871,000
Wisconsin	6,214,000
Wyoming	2,315,000

The apportionment shown above does not include the amount set aside for administrative expenses, the amount required for size-of-payments adjustments in § 701.273, and the amount set aside for the Naval Stores Conservation Program.

(Sec. 4, 49 Stat. 164; 16 U. S. C. 590d. Interpret or apply secs. 7–17, 49 Stat. 1148, as amended; 16 U. S. C. 590g–590q; Pub. Law 769, 81st Cong.)

Done at Washington, D. C., this 6th day of Octcber 1950.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50-8920; Filed, Oct. 10, 1950; 9:01 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

PART 984—HANDLING OF WALNUTS GROWN IN CALIFORNIA, OREGON, AND WASHINGTON

SALABLE, SURPLUS, AND WITHHOLDING PERCENTAGES

§ 984.202 *Salable, surplus, and withholding percentages for merchantable walnuts during the 1950–51 marketing year*—(a) *Findings.* (1) Notice of proposed rule making with respect to salable, surplus, and withholding percentages of walnuts for the 1950–51 crop year was published in the FEDERAL REGISTER on September 23, 1950 (15 F. R. 6453), pursuant to the provisions of Marketing Agreement No. 105 and Order No. 84 regulating the handling of wal-

(Continued on p. 6815)

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FEDERAL REGISTER

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CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

CODIFICATION GUIDE—Con.

nuts grown in California, Oregon, and Washington (7 CFR 984.1 et seq.). In said notice, it was proposed to establish salable and surplus percentages for merchantable walnuts during the 1950–51 marketing year at 75 percent and 25 percent, respectively, which would result in a withholding percentage of 33 percent. Opportunity was afforded interested parties to submit to the Director, Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C., written data, views, or arguments for consideration prior to the issuance of the final rule. The Walnut Control Board, at a meeting on September 29, 1950, adopted a revised estimate of merchantable walnut production and submitted to the Department such estimate together with other pertinent data and its recommendation that the salable and surplus percentages be fixed at 80 percent and 20 percent, respectively, instead of the 75 and 25 percentages of salable and surplus, respectively, contained in the aforesaid notice. The data indicated that, due to weather conditions in September in certain districts in California, the merchantable walnut production will be less than was anticipated at the end of August. On the basis of the increased salable percentage of 80, the quantity of in-shell walnuts available for market would be adequate and thereby tend to make a greater quantity of the higher grades also available.

(2) After consideration of all relevant matters presented (including the written data, views, and arguments, the recommendation of the Walnut Control Board, and other information available to the Department), it is hereby found that the salable, surplus, and withholding percentages hereinafter fixed will most effectively tend to accomplish the purposes of the act and relieve restrictions against the handling of walnuts, and shall become effective one day after publication in the FEDERAL REGISTER (5 U. S. C. 1001 et seq.).

(b) *Order.* (1) For merchantable walnuts, during the 1950–51 marketing year, the salable percentage is fixed at 80, the surplus percentage is fixed at 20, and the withholding percentage is 25.

(2) Terms used herein shall have the same meaning as when used in the marketing agreement and order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup., 608c)

Issued at Washington, D. C., this 6th day of October, 1950, to become effective the day after publication in the FEDERAL REGISTER.

[SEAL] C. F. KUNKEL,
Acting Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[P. R. Doc. 50-8922; Filed, Oct. 10, 1950; 9:02 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter II—Office of Alien Property, Department of Justice

PART 512—BLOCKED ASSETS: REGULATIONS ISSUED BY OFFICE OF ALIEN PROPERTY

FILING OF REPORTS

Par 512, Subpart D, is hereby amended by the addition of § 512.339, as follows:

§ 512.339 *Public Circular No. 39*—(a) *Requirement that reports be filed on Form OAP-700.* Reports on Form OAP-700 are hereby required to be filed on or before November 15, 1950, with respect to all property subject to the jurisdiction of the United States on the opening of business on October 2, 1950, in which on that date any blocked country or national thereof had an interest, except that no report shall be required with respect to property specifically exempted by paragraph (c) of this section. As used throughout this section (Circular) the term "blocked country" shall mean Austria, Belgium, Bulgaria, Czechoslovakia, Denmark, Estonia, Finland, France (including Monaco), Germany, Greece, Hungary, Italy, Japan, Latvia, Liechtenstein, Lithuania, Luxembourg, The Netherlands, Norway, Poland, Rumania, Sweden, and Switzerland.

(b) *Who must file reports.* Except as provided in paragraph (c) of this section a report must be filed by:

(1) Every individual in the United States who is a national of a blocked country with respect to all property subject to the jurisdiction of the United States in which on October 2, 1950, he had any interest of any nature whatsoever, direct or indirect.

(2) Every person in the United States with respect to all property whatsoever held by him or in his custody, control, or possession, directly or indirectly, in trust or otherwise, and all debts or other obligations whatsoever owed by or asserted against him, and all contracts of any nature whatsoever to which he was a party, subject to the jurisdiction of the United States on October 2, 1950, in which on such date any blocked country or any national thereof had any interest of any nature whatsoever, direct or indirect.

(3) Every partnership, trust, association, corporation, or other organization organized or existing under the laws of the United States or of any state, territory, or district of the United States, or having its principal place of business in the United States, with respect to any shares of its stock, including any right or claim to ownership or control or participation in ownership or control thereof or profits or income derived therefrom, or any equity in any of the foregoing, whether or not expressed by written agreement or evidenced by any instrument, and with respect to all bonds, debentures, notes, or other funded obligations or any equity therein, and with respect to any other outstanding securities or equity therein, in any of which any blocked country or any national thereof had on October 2, 1950, any interest of any nature whatsoever, direct or indirect.

(4) Every agent or representative in the United States for any blocked country or for any national thereof, having any information with respect to property subject to the jurisdiction of the United States on October 2, 1950, in which the blocked country or national thereof for which he was agent or representative had any interest of any nature whatsoever, direct or indirect, but such an agent or representative who files a report in behalf of the national under subparagraph (1) of this paragraph need not file a duplicate report under this paragraph.

(5) Such other persons or groups of classes of persons, and in such cases or kinds of cases, as the Office of Alien Property may provide by regulation, circular, ruling, license, specific direction, or other means.

(c) *Exemptions from report requirement.* No report shall be filed with respect to:

(1) Property of any person who has been given generally licensed national status by the Treasury Department or the Office of Alien Property. However, nothing herein contained shall be deemed to waive any requirement with respect to reporting any blocked property, including any property subject to the proviso of § 512.194 (a) (General License No. 94), owned by any person who has been given generally licensed national status with respect to other property.

(2) Property which has been given generally licensed status by the Treasury Department or the Office of Alien Property or in connection with which the

Treasury Department or the Office of Alien Property has authorized all payments, transfers and withdrawals.

(3) Property which prior to October 2, 1950 has been unblocked pursuant to any license issued by the Treasury Department or the Office of Alien Property.

(4) Property of any business enterprise the operation of which is licensed or authorized by the Treasury Department or the Office of Alien Property. However, nothing contained herein shall be deemed to waive any requirement with respect to the reporting of the interest of any blocked national in such enterprise or any property held for such blocked national.

(5) Property of any national, which any one person would otherwise be required to report, if the total value of all such property was on October 2, 1950, less than $1,000. In arriving at the value of $1,000, no deduction shall be made for offsets, liens, or other deductions from gross value.

(6) Property of a blocked national if the reporter otherwise required to make such report has actual knowledge that another person has filed a report with respect to the same interests in property of the blocked national and that such report is as full and complete as that which the reporter would otherwise be required to file: *Provided*, That nothing herein shall be deemed to waive the reporting requirement with respect to the person who has primary responsibility for reporting such property. For the purpose of this subparagraph the person who has primary responsibility for reporting property shall be the person having actual custody of the property in connection with which a report is required, except that with respect to any trust the trustee shall have the primary responsibility, with respect to any estate the executor or administrator shall have the primary responsibility and with respect to any safe deposit box the lessee shall have the primary responsibility for reporting. However, where the primary responsibility for reporting rests with more than one person, as, for example, where there are joint trustees or executors, one such person may report for all persons who would otherwise be obliged to report.

(7) Property of the following descriptions:

(i) Any security blocked pursuant to the provisions of § 511.205 (General Ruling No. 5), including securities blocked pursuant to § 511.205 (General Ruling No. 5) which are held in General Ruling No. 6 accounts.

(ii) Patents, trademarks, copyrights and inventions, but this shall not constitute a waiver of any reporting requirement with respect to royalties due and unpaid.

(iii) Franchises, concessions, licenses and permits by any of which any special right or privilege may be exercised affecting the commencement, continuation, or conduct of a business, or as an incident thereto.

(iv) Interests in nonproducing oil and gas leases.

Property shall not be deemed to be unblocked by reason of the fact that reports are not required with respect to such property.

(d) *General Instructions with respect to reporting on Form OAP–700*—(1) *Obtaining forms.* Copies of this Public Circular and of Form OAP–700 may be obtained from any Federal Reserve Bank, the Governor of any territory or possession of the United States, and the Office of Alien Property, Department of Justice, Washington 25, D. C., and its field offices at 120 Broadway, New York 5, New York; 208 Federal Office Building, Fulton & Leavenworth Streets, San Francisco 2, California; Yokohama Specie Bank Building, Honolulu, T. H.

(2) *Separation of reports for different countries or nationals.* A separate report shall be made with respect to each blocked country or national which has any interest in any property to be reported but all items of property of each such person shall be included in one report. For example, if the person reporting owes debts to five different nationals, he will make five separate reports, listing on each report all of his debts to the particular national for whom that report is made. If he owes one debt jointly to five nationals, he will also make five separate reports, entering the whole debt on each. If it is known or there is cause to believe that a national other than the national in whose name any property is carried has an interest in or adverse claim upon the property, the property must be shown on a report for each such national interested or adverse claimant as well as for the national in whose name it is carried, except that in the case of a national who is known to have or there is cause to believe has an interest in or adverse claim upon a deposit or custody account held in the name of a bank or other financial institution located in a blocked country, a separate report need not be filed for such national. Attention is directed to the fact that the information required in Question 4 of Part C of Form OAP–700 must, nevertheless, be supplied with respect to any such national and his interest or adverse claim. Any duplication in reporting the same property or debt on several reports shall not excuse anyone from rendering all reports required of him.

(e) *Detailed instructions for filling out Form*—(1) *Reading circular.* If you have not already read carefully paragraphs (a), (b), (c) and (d) of this section (Circular), do so before reading this paragraph.

(2) *Answers required.* Each question on the report must be answered, and all the specific information called for must be given. When there is nothing to report under any question or if information is lacking, state "No", "None", or "Unknown", as the case may be, with an explanation if required, except that in Part B spaces not needed for reporting should be left blank. If the space provided on the Form for answers should prove inadequate, the answers may be made or continued on separate pages securely attached to the form. Everything written on separate pages should be appropriately identified, e. g., "Supplement to Question 1, Part C". Under the proper item on the form, write "See Supplement". No person is excused from furnishing any information he reasonably should have.

(3) *Part A of Form OAP–700*—(i) *Country of residence.* Enter in the space provided in the upper right-hand corner of the Form the name of the country in which the person whose property is being reported resides at the time the report is prepared.

(ii) *Name.* If the national is an individual doing business under a trade name, give that name in addition to his actual name.

(iii) *Nationality.* State the nationality or nationalities, as defined in section 5E of Executive Order No. 8389, as amended, of the person whose property is being reported. If the person is a national of any foreign country by reason of any fact other than that such person has been a subject or citizen of the country, the facts determining the person's nationality must be stated including all the facts concerning the nationality of the person, including those relating to his status as a national of the country, if any, of which he has been a subject or citizen.

(iv) *Citizenship.* If the national is not an individual, enter the name of the country, state, district, territory, or possession under the laws of which it is incorporated, or, if unincorporated, in which it has its principal place of business. When the national is a subject or citizen of more than one country, state the name of each country, including the United States when that is one of the countries.

(4) *Part B of Form OAP–700*—(i) *Classification of property.* In stating the values called for under property types 1 to 10, reporters should be careful to classify correctly the property which they are reporting. No property should be reported under type 10 if it constitutes property reportable under any other type.

It should be noted that type 5 calls for the reporting of miscellaneous personal property, as distinguished from real property. This type includes: Warehouse receipts, bills of lading, options and futures in commodities, goods and merchandise, jewelry, precious stones and precious metals, machinery, equipment and livestock, objects of art, furnishings for personal use, as well as liens on and claims to personal property not otherwise classified, as, for example, trust receipts, lease-sale arrangements, chattel mortgages, pledges, and crop liens.

(ii) *Valuation.* Enter in the valuation column opposite each property type from 1 to 10 the total value of the items reportable under that type. Such value shall be the market price at the close of business on September 29, 1950. If such price is not available, enter the estimated value on September 29, 1950.

All amounts reported should be given in dollars to the nearest dollar.

(iii) *Value expressed in foreign currency.* Property, the value of which is expressed in a foreign currency or which is to be paid or liquidated in a foreign currency, shall be valued at the dollar value if an actual dollar market value exists for such property itself. If no such dollar market value exists, the property shall be reported in the manner set forth in subdivision (iv) of this subparagraph except that in response to Part C, Question 1 of Form OAP–700, the

value of the property shall be stated in the foreign currency.

(iv) *Property of indeterminable value.* In reporting property of indeterminable value, enter "indeterminable" in the space opposite the appropriate property type and describe the property in Part C, Question 1 of Form OAP–700. When both property of determinable value and property of indeterminable value are to be reported under any one property type, only the determinable value should be reported. However, in response to Part C, Question 1 of Form OAP–700, both kinds of property should be described and the property of indeterminable value should be so described.

(5) *Part C of Form OAP–700: Description of the property set forth in Part B of Form OAP–700.* The property, the value of which has been set forth in Part B, shall be described in an identifiable manner in answer to Question 1 of Part C of Form OAP–700.

(i) For custody and deposit accounts, the description must include the exact designation of the accounts together with any numbers or other identifying symbols. It is not necessary to specify the particular items of property which are contained in a custody account.

(ii) For stocks, bonds and other securities reported by the issuer or obligor, the description must include the numbers of units, par or face values per unit, serial numbers, and, where pertinent, classes and maturity dates and the exact names in which the securities are registered.

(6) *Part D of Form OAP–700*—(i) *Persons reporting his own property.* A person reporting his own property need not fill out this Part further than to enter his name in the appropriate space and to state, "Same person as national whose property is reported."

(ii) *Persons reporting property of others.* A person reporting the property of another should state in Part D of Form OAP–700 as indicated in the margin thereof: (a) His name; (b) his address; (c) his business; and (d) his relationship to the national whose property is being reported, e. g., as agent, nominee, trustee, custodian, banker, etc. The information may be given by any method producing a readily legible impression.

(iii) *Space provided for number.* Persons submitting only one report may ignore the space provided for a number. Persons submitting more than one report but who do not wish to use the separate certification provided for and described in subparagraph (7) of this paragraph may likewise ignore the space provided for a number. Persons submitting more than one report and who desire to use the separate certification shall number their reports consecutively in the space provided on the Form starting with the number 1.

(7) *Part E: Certification.* Any person who does not use the separate certification provided for and described herein shall execute on each copy of every report filed by him the certification set forth in Part E of Form OAP–700.

Any person executing more than one report and who has numbered each report consecutively, as provided for in subdivision (iii) of subparagraph (6) of this paragraph, may execute a separate certification in connection with such reports. Such separate certification shall be in the following form:

CERTIFICATION

I, _____, certify that I am the person, or that I am the _____ (State relationship of signatory to the person making this report) _____ of the _____ (Name of partnership, association, corporation, or other entity making this report), making the reports on Form OAP–700 consecutively numbered _____ to _____, and attached hereto and made a part hereof, that I am authorized to make this certificate, and to the best of my knowledge and belief that the statements set forth in said report forms are true and accurate and all material facts in connection with said reports have been set forth therein.

_____
(Signature)

_____
(Address)

_____
(Date)

This separate certification shall be prepared by the reporter and shall be attached to the reports to which it relates and submitted together with such reports. Such a certification shall be prepared and submitted in triplicate.

Any deviation from the form of separate certification set forth above shall render totally ineffective the reports to which such defective certification relates and the submission of such reports shall not constitute compliance with the reporting requirement of this Public Circular.

(f) *Manner in which Form OAP–700 should be filed.* Reports on Form OAP–700 shall be filed in triplicate with Unit 700, Department of Justice, Office of Alien Property, Washington 25, D. C. on or before November 15, 1950. (Reports covered by the same certification shall be transmitted together.)

(g) *Penalties.* Section 5 (b) of the act of October 6, 1917, as amended, provides in part:

* * * Whoever willfully violates any of the provisions of this subdivision or of any license, order, rule or regulation issued thereunder, shall, upon conviction, be fined not more than $10,000, or, if a natural person, may be imprisoned for not more than ten years, or both, and any officer, director, or agent of any corporation who knowingly participates in such violation may be punished by a like fine, imprisonment, or both.

(Sec. 5, 40 Stat. 415, as amended; 50 U. S. C., App. 5, E. O. 8389, Apr. 10, 1940, 5 F. R. 1400, as amended by E. O. 8785, June 14, 1941, 6 F. R. 2897, E. O. 8832, July 26, 1941, 6 F. R. 3715, E. O. 8963, Dec. 9, 1941, 6 F. R. 6348, E. O. 8998, Dec. 26, 1941, 6 F. R. 6785, E. O. 9193, July 6, 1942, 7 F. R. 5205; 3 CFR 1943 Cum. Supp.; E. O. 9989, Aug. 20, 1948, 13 F. R. 4891; 3 CFR 1948 Supp.)

NOTE: The reporting requirements of this section (Circular) have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Executed at Washington, D. C., this 9th day of October 1950.

For the Attorney General.

HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50–8949; Filed, Oct. 9, 1950; 12:35 a. m.]

TITLE 12—BANKS AND BANKING

Chapter II—Federal Reserve System

Subchapter A—Board of Governors of the Federal Reserve System

[Regulation X]

PART 225—RESIDENTIAL REAL ESTATE CREDIT

1. This part is issued to be effective on and after October 12, 1950, in the form as follows:

Sec.
225.1 Scope and application of part.
225.2 Definitions.
225.3 General requirements and registration.
225.4 Extension of credit.
225.5 Exemptions and exceptions.
225.6 Miscellaneous provisions.
225.7 Supplement.

AUTHORITY: §§ 225.1 to 225.7 issued under Pub. Law 774, 81st Cong., E. O. 10161, Sept. 9, 1950; 15 F. R. 6105.

§ 225.1 *Scope and application of part.* This part is issued by the Board of Governors of the Federal Reserve System (hereinafter called the "Board"), with the concurrence of the Housing and Home Finance Administrator, under authority of the "Defense Production Act of 1950", approved September 8, 1950 (hereinafter called the "act"), and Executive Order No. 10161,[1] dated September 9, 1950.

This part applies to any person who is engaged in the business of extending real estate credit, including any person who acts as agent in arranging for such credit. For the purposes of this part, a person shall be deemed to be engaged in the business of extending real estate credit if, during the current calendar year or during the preceding calendar year, he extends or has extended real estate credit more than three different times and such extensions of credit, during the current calendar year or during the preceding calendar year, aggregate more than $25,000. For the purpose of determining whether a person is engaged in extending real estate credit, real estate credit shall be deemed to include not only "real estate construction credit", as defined in this part, but also credit with respect to any real property whether or not there is any new construction thereon, and whether or not such credit is extended, insured, or guaranteed by the United States or any agency thereof, and whether or not such credit is exempt from this part.

[1] 15 F. R. 6105.

§ 225.2 *Definitions.* For the purposes of this part, unless the context otherwise requires:

(a) "Person" has the meaning given it in section 702 (a) of the act.[2]

(b) "Registrant" means a person who is registered pursuant to § 225.3.

(c) "Credit" has the meaning given it in section 602 (d) (2) of the act.[3]

(d) "Extending credit", "extension of credit" and "extends credit" shall include extending or maintaining any credit, or renewing, revising, consolidating, refinancing, purchasing, selling, discounting, or lending or borrowing on, any obligation arising out of any credit, or arranging as agent for any of the foregoing, and also shall include a sale of, or other transfer of title to, real property if the vendee or transferee assumes, or takes such property subject to, indebtedness secured by a mortgage or other lien upon such property.

(e) "Real estate construction credit" means any credit, hereafter extended, which

(1) Is wholly or partly secured by, or

(2) Is for the purpose of purchasing or carrying, or

(3) Is for the purpose of financing, or

(4) Involves a right to acquire or use, new construction on real property or real property on which there is new construction, if such new construction is a residence or a major addition or major improvement to a residence, whether such credit is extended before or after such new construction is begun; but the term "real estate construction credit" shall not include any loan or loans made, insured, or guaranteed, in whole or in part, by any department, independent establishment or agency in the executive branch of the United States, or by any wholly owned Government corporation, or by any mixed-ownership Government corporation as defined in the Government Corporation Control Act, as amended (including any loan evidenced by obligations of any local public agency or public housing agency which national banks may purchase pursuant to the provisions of section 602 (a) of the Housing Act of 1949).

(f) "New construction" means any structure, or any major addition or major improvement to a structure, which is or has been begun after 12 o'clock meridian, August 3, 1950. Construction will be deemed to have been "begun" when essential materials which are to be an integral part of the structure have been affixed to or incorporated on the site in a permanent form.

(g) "Major addition" or "major improvement" means an enlargement, reconstruction, or other alteration to an existing structure, or any other addition or improvement which becomes or is to become physically attached to and a part of the structure, if the cost or estimated cost of such addition or improvement exceeds $2,500.

(h) "Real property" includes leaseholds and other interests in such property.

(i) The "maximum loan value" of any property shall be the amount which is computed in the manner prescribed in § 225.7. In making such computations:

(1) For a major addition or major improvement to a residence, "value" shall be the cost or estimated cost of such major addition or major improvement;

(2) For residential property, other than major additions or major improvements:

(i) In the case of an extension of credit in connection with a bona fide sale of residential property, "value" shall be the bona fide sale price;

(ii) In the case of any other extension of credit with respect to residential property:

(*a*) If the entire cost of the property to the borrower has been incurred by him not more than 12 months prior to the extension of credit or is to be incurred by him after such extension of credit, "value" shall be the bona fide cost of the property to the borrower, including a bona fide estimate of the cost of completing new construction[4] on such property when the extension of credit is for the purpose of financing such new construction;

(*b*) If any part of the cost of the property to the borrower has been incurred prior to such 12-month period, or if any part of such property has been acquired by gift, exchange, or inheritance, "value" shall be the appraised value as determined in good faith by the Registrant;

(3) For an extension of credit which is for the purpose of financing the construction of a residence on farm property, "value" shall be the total of (i) the cost or estimated cost of such new construction, and (ii) 5 percent of such cost or estimated cost.[4]

(j) "Bona fide sale price" means the amount paid or to be paid by the vendee in money or its equivalent. It includes, in addition to cash, (1) the value of any property accepted in part payment, (2) the unpaid principal amount of any indebtedness incurred or assumed by the vendee or to which the property remains subject, (3) the amount of any liens for taxes or special assessments which are in default or currently due and payable, (4) the amount of any mechanics' liens or other liens which the vendee is required to discharge, (5) the amount which the vendee agrees to pay for any alteration or other modification made or to be made to the property as an incident to the sale thereof, and (6) any amounts paid by the vendee for closing costs which are customary under local practices. It does not include any prepaid charges, or any accrued rents which will be paid to the vendee.

(k) "Residence" means any structure at least one-half of the floor space of which is used, serving or designed for dwelling purposes, if such structure does not include more than two family units. Houses connected by common walls and commonly known as "row houses" or "semidetached houses" shall be considered separate structures.

(l) "Residential property" means any real property, other than farm property, on which there is or is to be a residence or residences.

(m) "Farm property" means any real property, located outside of urban areas, which is principally used for the production of crops, livestock or other agricultural commodities.

§ 225.3 *General requirements and registration*—(a) *General requirements.* No person engaged in the business of extending real estate credit shall extend real estate construction credit unless (1) he is registered pursuant to this section, and (2) he has no knowledge of, and has no reason to know, any fact by reason of which such credit fails to comply with any applicable provision of this part.

(b) *Registration.* Every person engaged in the business of extending real estate credit shall be deemed to be registered pursuant to this part from the effective date hereof until such time as the Board, by public announcement, may require registration statements to be filed by all, or any specified classes of, such persons. Should the Board require such registration statements, a person shall continue to be registered after the time such statements are required only if he shall have complied with the requirements of the Board's announcement. Every person who is registered in accordance with the provisions of this subsection is referred to in this part as a "Registrant".

(c) *Suspension of registration.* Any Registrant may, after reasonable notice and opportunity for a hearing, be suspended by the Board, as to all or as to particular activities or particular offices and for specified or indefinite periods, because of any willful or negligent failure to comply with any provision of this part.

A suspension for a specified period will terminate upon the expiration of such

[2] Section 702 (a) of the act provides: "The word 'person' includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing: *Provided*, That no punishment provided by this Act shall apply to the United States, or to any such government, political subdivision, or government agency."

[3] Section 602 (d) (2) of the act provides: "'Credit' means any loan, mortgage, deed of trust, advance, or discount; any conditional sale contract; any contract to sell or sale or contract of sale, of property or services, either for present or future delivery, under which part or all of the price is payable subsequent to the making of such sale or contract; any rental-purchase contract, or any contract for the bailment, leasing, or other use of property under which the bailee, lessee, or user has the option of becoming the owner thereof, obligates himself to pay as compensation a sum substantially equivalent to or in excess of the value thereof, or has the right to have all or part of the payments required by such contract applied to the purchase price of such property or similar property; any option, demand, lien, pledge, or similar claim against, or for the delivery of property or money; any purchase, discount, or other acquisition of, or any credit under the security of, any obligation or claim arising out of any of the foregoing; and any transaction or series of transactions having a similar purpose or effect."

[4] The 5 percent is added when the extension of credit is for the purpose of financing the construction of a residence on farm property in order to take account of the value of the land upon which the residence is to be constructed.

period. A suspension for an indefinite period may be terminated by the Board, in its discretion, if the Board is satisfied that its action would not lead to further violations of this part by the suspended Registrant and would not be otherwise incompatible with the public interest.

§ 225.4 *Extension of credit*—(a) *Amount; maturity; amortization.* Except as otherwise permitted by this part, no Registrant shall, either in connection with a sale or otherwise:

(1) Extend real estate construction credit with respect to residential property (other than major additions or major improvements) if the amount of credit outstanding with respect to the property (including any credit exempt from, or not subject to the prohibitions of, this part) exceeds, or as a result of such extension of credit would exceed, the applicable maximum loan value of such property;

(2) Extend real estate construction credit for the purpose of financing a major addition or major improvement to a residence if the amount of credit outstanding for the purpose of financing the major addition or major improvement (including any credit exempt from, or not subject to the prohibitions of, this part) exceeds, or as a result of such extension of credit would exceed, the applicable maximum loan value of such major addition or major improvement;

(3) Extend real estate construction credit for the purpose of financing the construction of a residence on farm property if the amount of credit outstanding for the purpose of financing the construction of the residence (including any credit exempt from, or not subject to the prohibitions of this part) exceeds, or as a result of such extension of credit would exceed, the applicable maximum loan value of such residence;

(4) Extend real estate construction credit if such credit would have a maturity which exceeds the applicable maximum maturity provisions, or would be repaid in any manner which does not conform with the applicable amortization provisions set forth in § 225.7;

(5) Purchase, discount or lend on any credit instrument evidencing real estate construction credit which is subject to and not exempt from this part, unless the terms of such credit conformed with the provisions of § 225.7 when such credit was originally extended or conform with the provisions of § 225.7 at the time of such purchase, discount or loan; but for the purposes of this paragraph credit shall be considered to be subject to this part even though extended by a person other than a Registrant;

(6) If the Registrant is acting as principal—sell, or transfer title to, residential property on which there is new construction (which is a residence or a major addition or major improvement to a residence) and with respect to which the vendee or transferee assumes, or takes such property subject to, indebtedness secured by a mortgage or other lien upon such property, if the amount of outstanding credit (including any credit exempt from, or not subject to the prohibitions of, this part) which was extended after the effective date of this part with respect to the property exceeds, or as a result of such sale or transfer would exceed, the applicable maximum loan value of such property, or if any outstanding real estate construction credit (subject to and not exempt from this part) with respect to such property does not conform with the provisions of this part.

(b) *Secondary borrowing.* Except as otherwise permitted by this part, no Registrant shall extend real estate construction credit if he knows or has reason to know that there is, or that there is to be, any other credit extended with respect to the property (1) which, when added to the credit proposed to be extended by the Registrant, would cause the total amount of credit outstanding with respect to the property (including any credit exempt from, or not subject to the prohibitions of, this part) to exceed the applicable maximum loan value of such property, or (2) which, if it is real estate construction credit subject to and not exempt from this part, does not or would not comply with the applicable maximum maturity and amortization provisions set forth in § 225.7.

(c) *Statement of the borrower.* No Registrant shall extend any credit unless he is satisfied, and maintains records which reasonably demonstrate on their face, whether such credit is or is not real estate construction credit. If the Registrant accepts in good faith a signed Statement of the Borrower stating that the credit is not wholly or partly secured by, or for the purpose of purchasing or carrying, or for the purpose of financing, or one which involves the right to acquire or use, new construction on real property or real property on which there is new construction (or that such new construction, if any, is not a residence or a major addition or major improvement to a residence), such Statement shall be deemed to be compliance with the requirements of this paragraph.

No Registrant shall extend real estate construction credit unless he has accepted in good faith a signed Statement of the Borrower (1) stating whether the credit is with respect to (i) residential property, (ii) a residence on farm property, or (iii) a major addition or a major improvement to a residence; and (2) stating, if the Registrant claims that such credit is exempt from this part, the reason for such exemption; and, if the credit is not exempt, (3) stating the amount of credit previously extended and outstanding, and the amount of any other credit to be extended, with respect to the residential property, the residence on farm property, or the major addition or major improvement to a residence, (4) stating, if the Registrant in computing "value" relies upon cost or estimated cost to the borrower (where such cost or estimated cost may be used for this purpose), the bona fide amount of such cost or estimated cost to the borrower, and (5) stating, if the extension of credit is in connection with a sale, the sale price, that the sale price was bona fide, and the value and a brief description of any property accepted in part payment. If the extension of credit is in connection with a sale, such Statement shall state that the vendor of the property has or will have no financial interest in such property or in the proceeds of any subsequent disposition thereof, except such interest as may be fully disclosed to the Registrant. The amount of any such financial interest of the vendor retained in the property or any proceeds of the disposition thereof shall be deemed to be real estate construction credit extended with respect to such property. The Statement of the Borrower may be made, if desired, on a form obtainable at any Federal Reserve Bank or branch.

§ 225.5 *Exemptions and exceptions*—(a) *Minimum amount.* The prohibitions of this part shall not apply to any extension of credit if the total amount thereof, including all outstanding credit which was granted after the effective date of this part with respect to the same property, is not in excess of $2,500.

(b) *Short-term construction credits.* The prohibitions of this part shall not apply to any credit which is for the purpose of financing the construction of a residence or residences or a major addition or major improvement, if the maturity of such credit is not more than 18 months: *Provided*, That this exemption shall not be construed to permit any renewal, revision, consolidation, or refinancing of such credit except on terms which conform with the provisions of this part. If (1) the initial purpose of an extension of credit having a maturity exceeding 18 months is the financing of the construction of a residence or residences or a major addition or major improvement and (2) an agreement with respect to the credit requires that upon (i) the completion of such construction or (ii) the expiration of a period of not more than 18 months after the extension of the credit, whichever shall first occur, such action must be taken by the parties as may be necessary to make the terms of the credit conform thereafter with the applicable maximum loan value and the applicable maturity and amortization provisions set forth in § 225.7, then in such event the prohibitions of this part shall not apply to such credit until the occurrence of one of the events specified in (i) or (ii) of this paragraph; but if at any time after the date of the extension of such credit, a Registrant sells or transfers title to the property with respect to which the credit is extended, such sale or transfer of title must conform to the provisions of this part.

(c) *Disaster credits.* The prohibitions of this part shall not apply to any extension of real estate construction credit with respect to real property in any area in which the Federal Reserve Bank of the district may declare that an emergency exists because of a flood, fire or other disaster affecting a substantial number of the inhabitants of the stricken area. This exemption with respect to any area so designated shall apply only to extensions of credit of such character and during such period as the Federal Reserve Bank may prescribe.

(d) *Medical expenses, etc.* The prohibitions of this part shall not apply to any extension of real estate construction credit as to which the Registrant accepts in good faith a signed Statement of the Borrower certifying that the proceeds

thereof are to be used for bona fide medical, hospital, dental, or funeral expenses, or to pay debts incurred for such expenses, and that the proceeds of the extension are to be paid over in amounts specified in such Statement to persons whose names, addresses and occupations are stated therein.

(e) *Casualties.* The prohibitions of this part shall not apply to any extension of real estate construction credit as to which the Registrant accepts in good faith a signed Statement of the Borrower certifying that the proceeds thereof are to be used solely for the replacement, reconstruction or repair of a residence destroyed or substantially damaged by flood, fire or other similar casualty.

(f) *Contracts to sell.* The prohibitions of this part shall not apply to any contract to sell real property (1) which does not provide for the payment of any part of the purchase price, or of any amount to be subsequently applied to such price, except a deposit of earnest money, before the transfer of title to such property, (2) which is to be performed by a transfer of title to such property within six months after the date on which the contract was entered into, and (3) which provides for the subsequent transfer of title to such property on terms which conform to the provisions of this part in effect on the date the contract was entered into.

(g) *Contemplated construction.* Any builder or other person who had made substantial commitments or undertakings before August 3, 1950, with a view to the building of new construction and who asserts that his inability to obtain credit to finance such new construction on the basis contemplated by him and by the Registrant prior to August 3, 1950, would cause him substantial hardship, may apply to the Federal Reserve Bank of the district in which the new construction is contemplated for an exemption from this part for such new construction, showing all the facts and submitting all necessary supporting documents with respect to his commitments or undertakings and why compliance with this part would cause him substantial hardship. If such Federal Reserve Bank after consideration of the application and supporting documents determines that substantial commitments were made prior to August 3, 1950, and that substantial hardship would result from the application of this part in such case, it may issue to such builder or other person a certificate approving such application and thereupon any extension of credit to such builder or other person by any Registrant with respect to the new construction that may be specified in such certificate shall be exempt from the prohibitions of this part.

(h) *Labor and material.* No person shall be required to register pursuant to § 225.3 because of the fact that he performs labor or furnishes material for new construction on an open account, unless he shall be otherwise engaged in the business of extending real estate credit.

(i) *Credits secured by life insurance policies.* The prohibitions of this part shall not apply to an extension of real estate construction credit which is fully secured by the loan value or cash surrender value of a life insurance policy; and, notwithstanding any other provisions of this part, a Registrant in determining the amount of credit which he may extend under the provisions of § 225.4 need not take into account any credit which is secured in the manner specified in this paragraph.

(j) *Farm property.* The prohibitions of this part shall not apply to any extension of real estate construction credit with respect to farm property unless the extension of credit is for the purpose of financing the construction of a residence on farm property or a major addition or major improvement to a residence on farm property.

§ 225.6 *Miscellaneous provisions*—(a) *Evasions.* No extension of real estate construction credit complies with the requirements of this part if at the time it is made there is any agreement, arrangement, or understanding, of which the Registrant knows or has reason to know, by which credit is or is to be extended in violation of this part, even though such extension of credit is or is to be made indirectly, or which would otherwise evade or circumvent, or conceal any evasion or circumvention of, any provision of this part. No Registrant extending credit subject to this part shall divide such credit into two or more parts, or enter into any agreement or understanding with any other person as a result of which two or more credits are extended, when the purpose or effect of such action is to circumvent or avoid the amortization or maturity provisions of this part.

(b) *Outstanding contracts and obligations.* The provisions of this part shall not apply to or affect any credit extended prior to the effective date of this part, or pursuant to any firm commitment to extend credit made prior to such date. For this purpose, a firm commitment means either (1) a written agreement under which the Registrant is required without option or discretion on his part to extend credit upon demand by the borrower or upon compliance by the borrower with one or more conditions referred to in such agreement; or (2) any other agreement to extend credit which has been entered into in good faith by the parties and in reliance upon which the prospective borrower has taken specific action prior to the effective date of this part, if the Registrant within 30 days after the effective date of this part shall have sent to the Federal Reserve Bank of the district in which he does business a letter or other statement reciting the facts with respect to such agreement and the specific action taken by the prospective borrower prior to the effective date of this part.

(c) *Real property outside the United States.* The prohibitions of this part shall not apply to any extension of real estate construction credit with respect to real property in Alaska, the Panama Canal Zone, or any territory or possession outside the continental United States.

(d) *Preservation of records; inspections; administrative reports.* For the purpose of determining whether or not there has been compliance with the provisions of this part, every person extending real estate credit shall preserve for a period of three years after each extension of credit such accounts, correspondence, memoranda, papers, books, and other records, or photostats thereof, as are relevant to establishing whether such person is engaged in the business of extending real estate credit; whether each credit extended is or is not real estate construction credit with respect to residential property, a farm residence, or a major addition or major improvement to a residence; and whether each extension of real estate construction credit conformed with the provisions of this part. Every such person shall permit the Board or a Federal Reserve Bank, by its duly authorized representatives, to inspect such records and business operations as the Board or a Federal Reserve Bank may deem necessary or appropriate; and when ordered to do so, shall furnish, under oath or otherwise, such reports, information, or records relevant to extensions of credit as the Board or a Federal Reserve Bank may deem necessary or appropriate for the enforcement and administration of this part.[*]

(e) *Default and foreclosure; serviceman's preinduction debt.* Nothing in this part shall be construed to prevent any Registrant from taking such action as he shall deem necessary in good faith (1) with respect to any extension of credit to any member or former member of the armed forces of the United States which was made to him prior to his induction into such service and assignment to active duty, or (2) for the Registrant's own protection in connection with any credit which is in default and is the subject of a bona fide collection effort by the Registrant. The prohibitions of this part shall not apply to an extension of credit by a Registrant in connection with a sale of property acquired by him through foreclosure proceedings if such credit does not exceed the unpaid principal amount of the foreclosed credit and the costs of acquisition through foreclosure.

(f) *Right of Registrant to impose stricter requirements.* Any Registrant, if he desires, may refuse to extend credit, extend less credit than the amount permitted by this part, or require that repayment be made within a shorter period or in larger instalments than prescribed in § 225.7.

(g) *Reliance upon Statement of the Borrower.* The facts set forth in any signed Statement of the Borrower which a Registrant accepts and relies upon in good faith shall be deemed to be correct for the purposes of the Registrant.

(h) *False statements.* The making or submission by any person of any false, fictitious or fraudulent statement or representation pursuant to, or which is intended to conform to, or show compliance with, any requirement or provision of this part, shall be a violation of this part.

(i) *Statutory penalties.* The act provides that "Any person who wilfully violates any provision of section * * *

[*] The reporting and record-keeping requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

602 [relating to real estate construction credit] or any regulation or order issued thereunder, upon conviction thereof, shall be fined not more than $5,000 or imprisoned not more than one year, or both."

(j) *Enforceability of contracts.* Nothing in this part shall affect the enforceability of any contract.

§ 225.7 *Supplement*—(a) *Maximum loan value.* For the purposes of this part, maximum loan values for all residential property, farm residences, and major additions and major improvements are prescribed as set forth in the following table. In the case of credit extended with respect to residential property or farm residences involving more than one structure, the maximum loan value may be applied separately with respect to each such structure or with respect to the entire property or all such residences, at the election of the Registrant.

If the value (determined as provided in § 225.2 (i)) is—	*The maximum loan value is—*
More than $2,500 but not more than $5,000	90 percent of the value.
More than $5,000 but not more than $9,000	$4,500 plus 65 percent of excess of value over $5,000.
More than $9,000 but not more than $15,000	$7,100 plus 60 percent of excess of value over $9,000.
More than $15,000 but not more than $20,000.	$10,700 plus 20 percent of excess of value over $15,000.
Over $20,000	$11,700 plus 10 percent of excess of value over $20,000 but not less than 50 percent of value.

(b) *Maturity.* For the purposes of this part the following maturity requirements are prescribed: No credit subject to this part shall have a maturity of more than 20 years from the date such credit is extended except that a credit extended with respect to property having a value (determined as provided in § 225.2 (i)) of $7,000 or less may have a maturity of not more than 25 years if it is to be fully repaid at or before the date of maturity through amortization on the basis prescribed in paragraph (c) (2) of this section.

(c) *Amortization.* For the purposes of this part, the following amortization requirements are prescribed: With respect to every credit subject to this part, amortization payments shall be required which either (1) will annually reduce the original principal amount of such credit by not less than 5 percent until the outstanding balance of such credit has been reduced to an amount equal to or less than 50 percent of the value of the property with respect to which such credit was extended or (2) will fully liquidate the original principal amount of such credit not later than the date of the maturity of the credit through substantially equal monthly, quarterly, semiannual, or annual payments covering principal and interest or through substantially equal monthly, quarterly, semiannual, or annual payments of principal. The value referred to in the preceding sentence shall be determined as of the date the credit was extended in the manner provided in § 225.2 (i). If the amount of the credit when extended is not more than 50 percent of such value, such credit shall not be subject to the amortization provisions of this paragraph.

2. a. Part 225 is issued by the Board of Governors of the Federal Reserve System, with the concurrence of the Housing and Home Finance Administrator, under authority of the Defense Production Act of 1950, approved September 8, 1950, and Executive Order No. 10161, dated September 9, 1950.

The purpose of this part is to prescribe appropriate terms in connection with real estate construction credit, including appropriate supporting rules, in order to carry out the purposes and policy of the aforementioned authorities.

b. Section 709 of the Defense Production Act of 1950 provides that the functions exercised under such act shall be excluded from the operations of the Administrative Procedure Act (60 Stat. 237) except as to the requirements of section 3 thereof.

In the formulation of this part and in accordance with the requirements of the aforesaid section 709, there has been consultation with industry representatives, including trade association representatives, and consideration has been given to their recommendations.

BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM,
[SEAL] S. R. CARPENTER,
Secretary.

[F. R. Doc. 50-8993; Filed, Oct. 10, 1950; 11:50 a. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce

Subchapter C—Office of Industry and Commerce

[5th Gen. Revision of Export Regs., Amdt. 18 [1]]

PART 371—GENERAL LICENSES

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

MISCELLANEOUS AMENDMENTS

1. Section 371.10 *Shipments of limited value GLV* is amended in the following particulars:

Paragraph (c) *General provisions*, subparagraph (1) *Positive list* is amended to read as follows:

(1) Subject to the special provisions as designated and set forth below in this section, commodities included on the Positive List of Commodities (§ 399.1) which have a dollar value specified may be exported under this general license to all destinations, except those in Subgroup A (see § 371.3 (a)), Hong Kong and Macao, as follows: R commodities may be exported to Group R destinations, and RO commodities may be exported to Group R or Group O destinations, where, in a single shipment, the net value of the commodities classified in a single entry on the Positive List does not exceed the specified dollar value limit in the column headed "GLV Dollar Value Limits."

NOTE: Positive List commodities may not be exported in any quantity under general license GLV to destinations in Subgroup A (§ 371.3 (a)) or to Hong Kong or Macao.

2. Section 73.10 *Special provisions for nitrogenous fertilizer materials and certain industrial chemicals containing nitrogen* is hereby deleted.

This amendment shall become effective as of September 21, 1950, except that shipments of Positive List commodities removed from General License GLV to Hong Kong and Macao as result of the change set forth in Part 1 of this amendment which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to actual orders for export prior to the effective date of this amendment may be exported under the previous general license provisions.

(63 Stat. 7; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

Issued this 4th day of October 1950.

[SEAL] RAYMOND S. HOOVER,
Issuance Officer.

[F. R. Doc. 50-8899; Filed, Oct. 10, 1950; 8:49 a. m.]

[5th Gen. Revision of Export Regs., Amdt. 17 [1]]

PART 383—APPEALS

GENERAL PROCEDURE

§ 383.1 *General procedure for appeals* is amended in the following particulars:

Paragraph (f) *Preparation of appeals* is amended by revising subparagraphs (1) and (5) and redesignating the numbered subparagraphs so that as amended paragraph (f) reads as follows:

(f) Appeals must be in writing. All appeals and accompanying material shall be filed in triplicate, unless otherwise indicated below. If the submission of three copies of all accompanying documents or exhibits would place an undue burden on the appellant, waiver of this rule may be requested at the time the appeal is filed. Appeals must be clearly marked "Ref: Appeals," followed by a reference to the regulation (or administrative action thereunder) appealed from, and shall be in letter form.

All appeals must clearly state (i) the provisions of the regulation or the ad-

[1] This amendment was published as subjects I and II of Current Export Bulletin No. 586 dated September 21, 1950.

[1] This amendment was published as subject I of Current Export Bulletin No. 585 dated September 14, 1950.

ministrative action appealed from, (ii) the grounds for the appeal, and (iii) the relief requested by the appellant. The various grounds for the appeal should be separately stated and numbered, with a clear and concise statement of all facts alleged in support of each ground.

A request for an oral presentation before the Appeals Board, as provided in paragraph (h) (1) of this section, must be in writing and should be filed with the appeal.

An appeal not prepared or filed substantially as provided in this section may be returned to the appellant without action.

In addition to the above-described appeals letter, the following papers must be included with appeals of the kind hereinafter described in this paragraph.

(1) Appeals from rejection of license applications must include (i) the Notification of Rejection (Form IT–204A), (ii) a new original copy of the license application (IT–419) on which should be entered the Department of Commerce old case number in the space provided under item 4 (b), and (iii) an acknowledgment card (IT–116) showing the old case number.

(2) Appeals from license applications returned without action must include (i) the returned-without-action license application (IT–419), and (ii) an acknowledgment card (IT–116) showing the old case number.

(3) Appeals from multiple commodities or multiple consignee applications disallowed in part must include (i) a certified or photostatic copy of the original application, (ii) a complete new application covering only the rejected items, and (iii) the appropriate acknowledgment card.

(4) Appeals from rejection of request for extension of licenses must include the license unless it has been previously surrendered to the Department of Commerce or a collector of customs.

(5) Appeals from denial of request to transfer export licenses must include (i) letters of request for transfer in triplicate from the transferor and transferee, and (ii) the original license unless the license is on file with the Department of Commerce.

(6) Appeals from rejection of unit-process applications must be for the group comprising such applications and must include (i) the Notification of Rejection (Form IT–204A), (ii) new original copies of the license application (IT–419), on which should be entered the Department of Commerce old case numbers, and (iii) an acknowledgment card (Form IT–116) showing the old case numbers.

This amendment shall become effective as of September 14, 1950.

(63 Stat. 7; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

Issued this 4th day of October 1950.

[SEAL] RAYMOND S. HOOVER,
Issuance Officer.

[F. R. Doc. 50-8898; Filed, Oct. 10, 1950; 8:49 a. m.]

[5th Gen. Revision of Export Regs., Amdt. P. L. 17 [1]]

PART 399—POSITIVE LIST OF COMMODITIES AND RELATED MATTERS

MISCELLANEOUS AMENDMENTS

Section 399.1 Appendix A—*Positive List of Commodities* is amended in the following particulars:

1. The following commodities are added to the Positive List:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Rubber (natural, allied gums, and synthetics) and manufactures :				
	Pneumatic tires and casings:				
206450	Farm tractor and implement casings with cross section of 7.00 and over.	No.	RUBR 9	250	R
206490	Industrial casings, all sizes with 12.00 cross section and over; all sizes of 10.00 to, but not including, 12.00 cross section and over; and all sizes of 7.00 to, but not including, 10.00 cross section with 12-ply rating and over.	No.	RUBR 10	100	RO
206490	Industrial casings of 10.00 to, but not including, 12.00 cross section with 12-ply rating or less, and 7.50, but not including, 10.00 cross section with 10-ply rating.	No.	RUBR 9	250	R
	Inner tubes:				
206550	Farm tractor and implement inner tubes with 7.00 cross section and over.	No.	RUBR 9	100	R

2. The entries on the Positive List for pneumatic tires and casings, Schedule B Nos. 206000 and 206430; inner tubes, Schedule B Nos. 206510 and 206550; and Schedule B Nos. 731100 and 795510 are revised and amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Rubber (natural, allied gums and synthetics) and manufactures:				
	Pneumatic tires and casings:				
206000	Truck and bus casings: all sizes, combat or run-flat construction; all 9.00–13, 9.00–16 and 10.50–16; all sizes with 12.00 cross section or over; all sizes of 10.00 to, but not including 12.00 cross section with 14-ply rating and over, and all sizes of 7.00 to, but not including 10.00 cross-section with 12-ply rating and over.[1]	No.	RUBR 10	100	RO
206000	Other truck and bus casings of 10.00 to, but not including, 12.00 cross section with 12-ply rating or less, except 10.50–16; and 7.50 to, but not including 10.00 cross section with 10-ply rating, except 9.00–13 and 9.00–16.[2]	No.	RUBR 9	250	R
206430	Off-the-road casings (except farm tractor and implement): all sizes, combat or run-flat construction; all 9.00–13, 9.00–16 and 10.50–16; all sizes with 12.00 cross section and over; all sizes of 10.00 to, but not including 12.00 cross section with 14-ply rating and over, and all sizes of 7.00 to, but not including 10.00 cross section with 12-ply rating and over.[3]	No.	RUBR 10	100	RO
206430	Other off-the-road casings (except farm tractor and implement) of 10.00 to, but not including 12.00 cross section with 12-ply rating or less, except 10.50–16; and 7.50 to, but not including 10.00 cross section with 10-ply rating, except 9.00–13 and 9.00–16.[4]	No.	RUBR 9	250	R
	Inner tubes:				
206510	Truck and bus, puncture or bullet seal; and multiple chamber; and all sizes of 12.00 cross section and over.[5]	No.	RUBR 10	100	RO
206510	Other truck and bus inner tubes; all sizes 7.50 and over cross section.[6]	No.	RUBR 9	100	R
206550	Off-the-road and industrial inner tubes (except farm tractor and implement), puncture or bullet seal; and multiple chamber; and all sizes of 12.00 cross section and over; and all 9.00–13, 9.00–16 and 10.50–16.[7]	No.	RUBR 10	100	RO

[1] By this amendment, all truck and bus casings included in the description except those of combat or run-flat construction are changed from R to RO commodities. The commodities were formerly included in the entry "Other truck and bus casings," Schedule B No. 206000.

[2] The effect of this amendment is to delete from the Positive List all truck and bus casings not specifically described in the above two revised entries for Schedule B No. 206000.

[3] By this amendment, all of the specific types and sizes of off-the-road casings (except farm tractor and implement), included in the description are changed from R to RO commodities. The commodities were formerly included in the entry for Schedule B No. 206430, "Off-the-road casings (except farm tractor and implement)."

[4] The effect of this amendment is to delete from the Positive List all off-the-road casings not specifically described in the above two revised entries for Schedule B No. 206430.

[5] By this amendment, truck and bus inner tubes, all sizes, of 12.00 cross section and over, formerly included in the entry "Other truck and bus inner tubes," Schedule B No. 206510, are changed from R to RO commodities.

[6] The effect of this amendment is to delete from the Positive List all truck and bus inner tubes not specifically described in the above two revised entries for Schedule B No. 206510.

[7] By this amendment, all of the specific types and sizes of off-the-road and industrial inner tubes (except farm tractor and implement), included in the description are changed from R to RO commodities. The commodities were formerly included in the entry for Schedule B No. 206550, "Off-the-road inner tubes (except farm tractor and implement)."

[1] This amendment was published in Current Export Bulletin No. 586 dated September 21, 1950.

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
206550	Other off-the-road and industrial inner tubes (except farm tractor and implement), all sizes 7.50 cross section and over.[9]	No.	RUBR 9	100	R
	Mining, well, and pumping machinery:				
	Mining and quarrying machinery:				
731100	Core drills, except chilled shot type (see 373.1, 373.9).[9]	No.	CONS	None	RO
	Other vehicles and parts:				
786510	Tankers and whaling factories [10]	No.	TRAN	None	RO
793510	Other merchant vessels and watercraft (including hulls) for commercial and industrial purposes, whether or not engine-equipped, 18 feet in length and over. (Report engines in 714250, 714500, and 714600.)[10]	No.	TRAN	None	R

[9] The effect of this amendment is to delete from the Positive List all off-the-road and industrial inner tubes not specifically described in the above two revised entries for Schedule B No. 206550.
[9] This amendment clarifies the commodity description without making substantive change.
[10] The effect of this amendment is to add to the Positive List, subject to RO control, whaling factories.

3. The following commodities are changed from R to RO commodities. Accordingly, the entries therefor on the Positive List are amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Steel mill products:				
	Castings and forgings, iron and steel:				
610410	Carbon steel castings for marine and railroad equipment.	Lb.	STEE 38	500	RO
	Railway car and locomotive wheels, tires, and axles:				
610518	Railway car tires and locomotive wheels	Lb.	STEE 38	500	RO
610528	Railway locomotive axles without wheels	Lb.	STEE 38	500	RO
610538	Railway locomotive axles fitted with wheels	Lb.	STEE 38	500	RO
	Electrical machinery and apparatus:				
	Motors, starters, and controllers, except selsyns, autosyns, and other synchronous transmission systems:				
704530	Electric mining and industrial locomotives	No.	ELME 1	None	RO
704520	Electric railway locomotives	No.	TRAN 2	None	RO
	Engines, turbines, and parts, n. e. s.:				
	Steam engines, boilers and accessories:				
711400	Locomotives	No.	TRAN 2	None	RO
711500	Locomotive parts, and accessories, except axles, wheels, and wheel tires.	———	TRAN 2	500	RO
712000	Frames, cradles, bolsters, or beds, iron and steel, for locomotives and other railway rolling stock.	———	TRAN 2	100	RO
	Internal-combustion engines:				
714000	Locomotives, gasoline and kerosene	No.	TRAN 2	None	RO
	Agricultural machinery and implements:				
	Track-laying tractors (new):				
	Carburetor and fuel-injection types:				
787460	50 under 70 drawbar horsepower	No.	FARM	None	RO
787540	70 under 95 drawbar horsepower	No.	FARM	None	RO
787560	95 and over drawbar horsepower	No.	FARM	None	RO
	Track-laying tractors (used):				
787568	50 under 95 drawbar horsepower [11]	No.	FARM	None	RO
787597	95 and over drawbar horsepower	No.	FARM	None	RO
	Wheel-type tractors (new):				
	All purpose (row-type work):				
787700	60 and over belt horsepower [12]	No.	FARM	None	RO
	Other:				
787795	60 and over belt horsepower [13]	No.	FARM	None	RO

[11] By this amendment, the description on the Positive List for Schedule B No. 787568 is revised to read as follows: "Under 50 drawbar horsepower, GLV None, Validated License Required R," and "50 under 95 drawbar horsepower, GLV None, Validated License Required RO."
[12] By this amendment, the description on the Positive List for Schedule B No. 787700 is revised to read as follows "35 under 60 belt horsepower, GLV None, Validated License Required R," and "60 and over belt horsepower, GLV None, Validated License Required RO."
[13] By this amendment, the description on the Positive List for Schedule B No. 787795 is revised to read as follows: "45 under 60 belt horsepower, GLV None, Validated License Required R," and "60 and over belt horsepower, GLV None, Validated License Required RO."

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Agricultural machinery and implements—Con.				
	Wheel-type tractors (used):				
787890	60 and over belt horsepower [14]	No.	FARM	None	RO
	Other vehicles and parts:				
797000	Railway signals, attachments, and parts	[1]	TRAN	100	RO

[14] By this amendment, the description on the Positive List for Schedule B No. 787890 is revised to read as follows: "Under 60 belt horsepower, GLV None, Validated License Required R," and "60 and over belt horsepower, GLV None, Validated License Required RO."

Shipments of any commodities removed from general license to Country Group R or Country Group O destinations as a result of changes set forth in Parts 1, 2, and 3 of this amendment which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to actual orders for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective as of September 21, 1950.

(63 Stat. 7; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

Issued this 4th day of October 1950.

[SEAL] RAYMOND S. HOOVER,
Issuance Officer.

[F. R. Doc. 50-8900; Filed, Oct. 10, 1950; 8:49 a. m.]

[5th Gen. Revision of Export Regs., Amdt. P. L. 18[1]]

PART 399—POSITIVE LIST OF COMMODITIES AND RELATED MATTERS

MISCELLANEOUS AMENDMENTS

Section 399.1 Appendix A—*Positive List of Commodities* is amended in the following particulars:

1. The following commodities are added to the Positive List:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Zinc and manufactures:				
	Other zinc manufactures, containing 20% or more zinc:				
658901	Battery shells, and parts, unassembled	Lb.	NONF	300	RO
658998	Zinc manufactures, n. e. s. (specify by name)	———	NONF	300	RO

2. The following commodities are changed from R to RO commodities. Accordingly, the entries therefor on the Positive List are amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Cotton semimanufactures:				
300600	Cotton pulp	Lb.	TEXT	100	RO
	Aluminum and manufactures:				
	Aluminum ores and concentrates:				
629500	Bauxite concentrates, alumina included	L. ton	NONF	1,000	RO
	Aluminum and aluminum-base alloys:				
630000	Ingots, slabs, pigs, blooms, and other crude forms	Lb.	NONF	100	RO
	Scrap:				
630110	Solids	Lb.	NONF	100	RO
630150	Borings, turnings and dross	Lb.	NONF	100	RO
630305	Bars and rods (including rolled and extruded)	Lb.	NONF	100	RO
630400	Aluminum foil and leaf (less than .006 inch in thickness).	Lb.	NONF	100	RO

[1] This amendment was published in Current Export Bulletin No. 587 dated September 28, 1950.

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Aluminum and manufactures—Continued				
	Aluminum and aluminum-base alloys—Con.				
620500	Mill shapes (specify by name)	Lb.	NONF	100	RO
620600	Wire, except woven-wire insect screen cloth	Lb.	NONF	100	RO
620998	Perforated aluminum sheets		NONF	100	RO
	Copper and manufactures:				
642998	Copper manufactures, n. e. s.[2]		NONF	300	RO
	Brass and bronze manufactures:				
647901	Brass and bronze diestocks, shims, bearings, and bushings.	Lb.	NONF	300	RO
	Lead and manufactures:				
	Lead manufactures:				
651598	Other lead manufactures, n. e. s.[2]		NONF	100	RO
	Zinc and manufactures:				
657050	Zinc scrap	Lb	NONF	300	RO
	Zinc rolled in sheets, plates and strips:				
657206	Photoengraving sheets and plates	Lb.	NONF 8	300	RO
657209	Sheets, plates, and strips, n. e. s.	Lb.	NONF 8	300	RO
	Zinc in other forms, n. e. s.:				
657305	Zinc alloys, except brass and bronze	Lb.	NONF 8	300	RO
657307	Zinc die castings	Lb.	NONF 8	300	RO
657398	Other forms, n. e. s.	Lb.	NONF 8	300	RO
658600	Zinc dust	Lb.	NONF 8	300	RO
	Automobiles, parts, accessories, and service equipment:				
790750	Passenger cars and chassis, new, front and rear axle drive only.	No.	TRAN	None	RO
791100	Passenger cars and chassis, used, front and rear axle drive only.	No.	TRAN	None	RO

[2] Other commodities classified under this Schedule B number presently on the positive list are subject to RO control.

3. The entries on the Positive List for motor trucks and truck chassis (new), Schedule B Nos. 790013–790097; motor busses and chassis (new), Schedule B Nos. 790553–790567; motor trucks, busses, and chassis, used, commercial and military, Schedule B Nos. 790603 and 790607; and ordnance vehicles, n. e. s., Schedule B No. 799630, are revised and amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Automobiles, parts, accessories, and service equipment:				
	Motor trucks and truck chassis (new) (G. V. W. or gross vehicle weight is the greatest weight of vehicle in load which the manufacturer authorizes and guarantees the vehicle to accommodate with safety under normal conditions of operation); specify type of body, if mounted:				
	Gasoline:				
790013	5,000 pounds G. V. W. and under, commercial, front and rear axle drive, or multiple rear axle drive.[3]	No.	TRAN	None	RO
790017	5,000 pounds G. V. W. and under, military, front and rear axle drive, or multiple rear axle drive.[4]	No.	TRAN	None	RO
790023	5,001 to 10,000 pounds G. V. W., commercial, front and rear axle drive, or multiple rear axle drive.[4]	No.	TRAN	None	RO
790027	5,001 to 10,000 pounds G. V. W., military, front and rear axle drive, or multiple rear axle drive.[5]	No.	TRAN	None	RO
790033	10,001 to 14,000 pounds G. V. W., commercial, single rear axle drive only.[6]	No.	TRAN 10	None	R
790033	10,001 to 14,000 pounds G. V. W., commercial, front and rear axle drive, or multiple rear axle drive.[6]	No.	TRAN	None	RO

See footnotes at end of table.

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Automobiles, parts, accessories, and service equipment—Continued				
	Motor trucks and truck chassis (new) (G.V. W. or gross vehicle weight is the greatest weight of vehicle in load which the manufacturer authorizes and guarantees the vehicle to accommodate with safety under normal conditions operation); specify type of body, if mounted: —Continued				
	Gasoline—Continued				
790037	10,001 to 14,000 pounds G. V. W., military, single rear axle drive only.[7]	No.	TRAN 5	None	R
790037	10,001 to 14,000 pounds G. V. W., military, front and rear axle drive, or multiple rear axle drive.[8]	No.	TRAN	None	RO
790043	14,001 to 16,000 pounds G. V. W., commercial, single rear axle drive only.[9]	No.	TRAN 10	None	R
790043	14,001 to 16,000 pounds G. V. W., commercial front and rear axle drive, or multiple rear axle drive.[9]	No.	TRAN	None	RO
790047	14,001 to 16,000 pounds G. V. W., military, single rear axle drive only.[7]	No.	TRAN 5	None	R
790047	14,001 to 16,000 pounds G. V. W., military, front and rear axle drive, or multiple rear axle drive.[8]	No.	TRAN	None	RO
790053	16,001 to 19,500 pounds G. V. W., commercial, single rear axle drive only.[9]	No.	TRAN 10	None	R
790053	16,001 to 19,500 pounds G. V. W., commercial, front and rear axle drive, or multiple rear axle drive.[9]	No.	TRAN	None	RO
790057	16,001 to 19,500 pounds G. V. W., military, single rear axle drive only.[7]	No.	TRAN 5	None	R
790057	16,001 to 19,500 pounds G. V. W., military, front and rear axle drive, or multiple rear axle drive.[8]	No.	TRAN	None	RO
790063	19,501 pounds G. V. W., and over, commercial, single rear axle drive only.[9]	No.	TRAN 10	None	R
790063	19,501 pounds G. V. W., and over, commercial, front and rear axle drive, or multiple rear axle drive.[9]	No.	TRAN	None	RO
790067	19,501 pounds G. V. W., and over, military, single rear axle drive only.[7]	No.	TRAN 5	None	R
790067	19,501 pounds G. V. W., and over, military, front and rear axle drive, or multiple rear axle drive.[8]	No.	TRAN	None	RO
	Diesel and semi-Diesel:				
790083	19,500 pounds G. V. W., and under, commercial, single rear axle drive only.[9]	No.	TRAN 10	None	R
790083	19,500 pounds G. V. W., and under, commercial, front and rear axle drive, or multiple rear axle drive.[9]	No.	TRAN	None	RO
790087	19,500 pounds G. V. W., and under, military, single rear axle drive only.[7]	No.	TRAN 5	None	R
790087	19,500 pounds G. V. W., and under, front and rear axle drive, or multiple rear axle drive.[8]	No.	TRAN	None	RO
790093	Over 19,500 pounds, G. V. W., commercial, single rear axle drive only.[9]	No.	TRAN	None	R
790093	Over 19,500 pounds, G. V. W., commercial, front and rear axle drive, or multiple rear axle drive.[9]	No.	TRAN	None	RO
790097	Over 19,500 pounds, G. V. W., military, single rear axle drive only.[7]	No.	TRAN 5	None	R
790097	Over 19,500 pounds, G. V. W., military, front and rear axle drive, or multiple rear axle drive.[8]	No.	TRAN	None	RO
	Motor busses and bus chassis (new); specify passenger capacity of body, if mounted:				
790553	Gasoline, commercial, single rear axle drive only.[10]	No.	TRAN	None	R
790553	Gasoline, commercial, front and rear axle drive, or multiple rear axle drive.[11]	No.	TRAN	None	RO
790557	Gasoline, military, single rear axle drive only.[10]	No.	TRAN	None	R
790557	Gasoline, military, front and rear axle drive, or multiple rear axle drive.[11]	No.	TRAN	None	RO
790563	Diesel and semi-Diesel, commercial, single rear axle drive only.[10]	No.	TRAN	None	R

See footnotes at end of table.

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required
	Automobiles, parts, accessories, and service equipment—Continued				
	Motor busses and bus chassis (new); specify passenger capacity of body, if mounted—Con.				
790563	Diesel and semi-Diesel, commercial, front and rear axle drive, or multiple rear axle drive.[11]	No.	TRAN	None	RO
790567	Diesel and semi-Diesel, military, single rear axle drive only.[12]	No.	TRAN	None	R
790567	Diesel and semi-Diesel, military, front and rear axle drive, or multiple rear axle drive.[13]	No.	TRAN	None	RO
	Motor trucks, busses and chassis (used):				
790603	All Diesel and all gasoline, commercial, powered over 10,001 pounds G. V. W., with single rear axle drive only.[14]	No.	TRAN	None	R
790603	All Diesel and all gasoline, commercial, powered with front and rear axle drive, or multiple rear axle drive.[14]	No.	TRAN	None	RO
790607	Military, single rear axle drive only [12]	No.	TRAN	None	R
790607	Military, front and rear axle drive, or multiple rear axle drive.[13]	No.	TRAN	None	RO
	Other vehicles and parts:				
799630	Ordnance vehicles, n. e. s. single rear axle drive, and military trailers and semi-trailers.[15, 17]	No.	TRAN	None	R
799630	Ordnance vehicles, n. e. s. front and rear axle drive, or multiple rear axle drive.[16, 17]	No.	TRAN	None	RO

[4] The effect of this amendment is to add to the Positive List entry under this Schedule B number multiple rear axle drive trucks as RO commodities and to extend the controls for the present entry from R to RO.

[5] The effect of this amendment is to delete from the Positive List entry military single rear axle drive trucks.

[6] The above two revised entries for this Schedule B number are substituted for the two present entries on the Positive List. Although the specific reference to "tank trucks" has been deleted from the revised entries such trucks are covered by the descriptions. The effect of this amendment is to add multiple rear axle drive trucks as RO commodities; to change from R to RO commodities front and rear axle drive trucks; and to change from RO to R commodities single rear axle drive trucks.

[7] By this amendment the military trucks included in this revised entry are changed from RO to R commodities.

[8] This amendment does not change the commodity coverage or license requirements. The military trucks included in this revised entry remain RO commodities.

[9] The above two revised entries for this Schedule B number are substituted for the two present entries on the Positive List. Although the specific reference to "tank trucks" has been deleted from the revised entries such trucks are covered by the descriptions. The effect of this amendment is to place under RO control, trucks including tank trucks, except single rear axle drive.

[10] This amendment does not change the commodity coverage or license requirements. The motor busses and bus chassis (new) included in this revised entry remain R commodities.

[11] By this amendment the motor busses and bus chassis (new) included in this revised entry are changed from R to RO commodities.

[12] By this amendment the military motor vehicles and chassis included in this revised entry are changed from RO to R commodities.

[13] This amendment does not change the commodity coverage or the license requirements. The military motor vehicles and chassis included in this revised entry remain RO commodities.

[14] The above two revised entries for this Schedule B number are substituted for the present entry on the Positive List. The effect of this amendment is to delete from the Positive List all Diesel motor trucks, busses, and chassis, used, commercial, under 10,001 pounds G. V. W., with single rear axle drive; to add all gasoline motor trucks, busses, and chassis, used, commercial, 10,001 up to 14,000 pounds G. V. W., with single rear axle drive as R commodities, to add multiple rear axle drive trucks (other than Diesel-powered) as RO commodities; and to change from R to RO commodities the front and rear axle drive motor trucks, busses, and chassis (used) Diesel-powered and gasoline-powered, included in the present entry.

[15] This amendment does not change the commodity coverage or license requirements. The ordnance vehicles, n. e. s. included in this revised entry remain R commodities.

[16] By this amendment the ordnance vehicles, n. e. s. included in this revised entry are changed from R to RO commodities.

[17] See § 370.5, Note 1, for ordnance vehicles classified in Schedule B No. 799630 requiring export authorization from the Department of State.

Shipments of any commodities removed from general license to Country Group R or Country Group O destinations as a result of changes set forth in Parts 1, 2 and 3 of this amendment which were on dock, lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to actual orders for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective as of September 28, 1950.

(63 Stat. 7; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

Issued this 4th day of October 1950.

[SEAL] RAYMOND S. HOOVER,
Issuance Officer.

[F. R. Doc. 50-8901; Filed, Oct. 10, 1950; 8:49 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter II — Federal Housing Administration, Housing and Home Finance Agency

Subchapter B—Property Improvement Loans

PART 201—CLASS 1 AND CLASS 2 PROPERTY IMPROVEMENT LOANS

REPORT OF LOANS

Section 201.10 (15 F. R. 6195) is hereby amended by adding the following at the end thereof:

§ 201.10 *Report of loans.* * * * During the period Part 225 of Title 12, Chapter I[1] (Regulation X issued by the Board of Governors of the Federal Reserve System), is in effect, the execution and submission of a report of a Class 1 (b) loan pursuant to this section shall be deemed a representation by the insured that it has complied with all requirements of said Part 225, Title 12, Chapter I (Regulation X) on the same basis and to the same extent as if the loan was not to be reported for insurance.

(Sec. 2, 48 Stat. 1246, as amended; 12 U. S. C. and Sup., 1703)

Issued at Washington, D. C., October 9, 1950.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8983; Filed, Oct. 10, 1950; 11:50 a. m.]

[1] *Supra.*

PART 203—TITLE I MORTGAGE INSURANCE; ELIGIBILITY REQUIREMENTS

MISCELLANEOUS AMENDMENTS

1. Section 203.20a (15 F. R. 4715) is hereby amended to read as follows:

§ 203.20a *Temporary limitation upon maximum amount of mortgage.* Notwithstanding the provisions of § 203.7,[1] a mortgage insured pursuant to an application received by the Commissioner on or after July 19, 1950, and prior to October 12, 1950, shall not involve a principal amount in excess of 90 percent of the appraised value of the property if the mortgagor is the owner and occupant or 80 percent of such value if the mortgagor is the builder: *Provided*, That this section shall not be applicable as to mortgages covering properties located in the Territory of Alaska or housing determined by the Commissioner to be military housing.

(Sec. 2, 48 Stat. 1246, as amended; 12 U. S. C. and Sup., 1703. Interprets or applies sec. 102, Pub. Law 475, 81st Cong.)

2. Part 203 is hereby amended by adding the following new § 203.20b:

§ 203.20b. *Defense Production Act of 1950 controls.* (a) For the period this paragraph remains in effect, and notwithstanding the provisions of § 203.7, a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, shall not be eligible for insurance unless the mortgagor establishes to the satisfaction of the Commissioner that prior to the insurance of the mortgage, the mortgagor has paid on account of the property, in cash or its equivalent, not less than the amount of required down payment prescribed by the Commissioner in the commitment for insurance.

(b) For the period this paragraph remains in effect, and notwithstanding the provisions of § 203.8,[2] a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, must have a maturity satisfactory to the Commissioner not more than 25 years from the date of insurance.

(c) The provisions of this section shall not be applicable to mortgages covering properties in the Territory of Alaska, and the Commissioner may waive or modify the requirements of this section, in whole

[1] 15 F. R. 2311.

or in part, and for such period or periods of time as he may determine, with respect to any mortgage transaction which would not be subject to the prohibitions of Part 225 of Title 12, Chapter I [1] (Regulation X of the Board of Governors of the Federal Reserve System) by reason of the exceptions and exemptions set forth therein.

(Sec. 2, 48 Stat. 1246, as amended; 12 U. S. C. and Sup., 1703. Interprets or applies sec. 102, Pub. Law 475, 81st Cong.)

Issued at Washington, D. C., October 9, 1950.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8984; Filed, Oct. 10, 1950; 11:50 a. m.]

Subchapter C—Mutual Mortgage Insurance

PART 221—MUTUAL MORTGAGE INSURANCE; ELIGIBILITY REQUIREMENTS OF MORTGAGE COVERING ONE- TO FOUR-FAMILY DWELLINGS

MISCELLANEOUS AMENDMENTS

1. Section 221.26c (15 F. R. 4940) is hereby amended to read as follows:

§ 221.26c *Temporary limitation upon maximum amount of mortgage.* For the period this section remains in effect, and notwithstanding the provisions of § 221.15 [4], a mortgage insured pursuant to an application received by the Commissioner on or after July 19, 1950, shall not involve a principal amount in excess of $14,000 except in the case of a mortgage covering a property designed for occupancy by two or more families, and a mortgage insured pursuant to an application received by the Commissioner on or after July 19, 1950, and prior to October 12, 1950, shall not exceed 75 percent of the appraised value of the property, except that with respect to mortgages eligible for insurance under § 221.15 (a), the principal amount may exceed 75 percent but shall not exceed 90 percent of $7,000 of such value plus 65 percent of such value in excess of $7,000, and mortgages eligible for insurance under § 221.15 (b) may exceed 75 percent but shall not exceed 90 percent of the appraised value of the property if the mortgagor is the owner and occupant and 80 percent of such value if the mortgagor is the builder: *Provided*, That this section shall not be applicable as to mortgages covering properties in the Territory of Alaska.

(Sec. 211, as added by sec. 3, 52 Stat. 23; 12 U. S. C. 1715b)

2. Part 221 is hereby amended by adding the following new § 221.26d:

§ 221.26d *Defense Production Act of 1950 controls.* (a) For the period this paragraph remains in effect, and notwithstanding the provisions of § 221.15, a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, and covering property upon which there is located a dwelling designed principally for a single-family or a two-family residence, shall not be eligible for insurance unless the mortgagor establishes to the satisfaction of the Commissioner that prior to the insurance of the mortgage, the mortgagor has paid on account of the property, in cash or its equivalent, not less than the amount of required down payment prescribed by the Commissioner in the commitment for insurance.

(b) For the period this paragraph remains in effect, and notwithstanding the provisions of § 221.16,[5] a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, and covering property upon which there is located a dwelling designed principally for a single-family or a two-family residence, must have a maturity satisfactory to the Commissioner not more than 20 years from the date of insurance, except that if the amount of the mortgage is $5,800 or less, and the property is approved for insurance prior to the beginning of construction, the mortgage may have a maturity not in excess of 25 years from the date of insurance.

(c) The provisions of this section shall not be applicable to mortgages covering properties in the Territory of Alaska, and the Commissioner may waive or modify the requirements of this section, in whole or in part, and for such period or periods of time as he may determine, with respect to any mortgage transaction which would not be subject to the prohibitions of Part 225 of Title 12, Chapter I [1] (Regulation X of the Board of Governors of the Federal Reserve System) by reason of the exceptions and exemptions set forth therein.

(Sec. 211, as added by sec. 3, 52 Stat. 23; 12 U. S. C. 1715b)

Issued at Washington, D. C., October 9, 1950.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8985; Filed, Oct. 10, 1950; 11:50 a. m.]

Subchapter D—Multifamily and Group Housing Insurance

PART 241—COOPERATIVE HOUSING INSURANCE; ELIGIBILITY REQUIREMENTS FOR PROJECT MORTGAGE

MISCELLANEOUS AMENDMENTS

1. Section 241.15a (15 F. R. 4715) is hereby amended to read as follows:

§ 241.15a *Temporary limitation upon maximum amount of mortgage.* For the period this section remains in effect and notwithstanding the provisions of § 241.4,[6] the maximum ratio of loan to replacement cost limitation with respect to applications (including applications executed only by the mortgagor to obtain a certificate of eligibility) received by the Commissioner on or after July 19, 1950, shall be 85 percent, except that such limitation may be increased by reason of veteran membership as provided in § 241.4, in which event, such maximum ratio of loan to replacement cost limitation shall not exceed 90 percent: *Provided*, That this section shall not be applicable to mortgages covering properties located in the Territory of Alaska or housing determined by the Commissioner to be military housing, or mortgages executed by a mortgagor of the character described in § 241.16 (a) (2)[7] and insured pursuant to an application received by the Commissioner on or after October 12, 1950.

(Sec. 211, as added by sec. 3, 52 Stat. 23; 12 U. S. C. 1715b. Interprets or applies sec. 114, Pub. Law 475, 81st Cong.)

2. Part 241 is hereby amended by adding the following new § 241.15b:

§ 241.15b *Defense Production Act of 1950 controls.* (a) For the period this paragraph remains in effect, and notwithstanding the provisions of § 241.4 (b),[8] a mortgage executed by a mortgagor of the character described in § 241.16 (a) (2) and insured pursuant to an application (including applications executed only by the mortgagor to obtain a certificate of eligibility) received by the Commissioner on or after October 12, 1950, shall not be eligible for insurance unless the mortgagor establishes to the satisfaction of the Commissioner that prior to the insurance of the mortgage, the mortgagor has paid on account of the property, in cash or its equivalent, not less than the amount of the required down payment prescribed by the Commissioner in the commitment for insurance.

(b) For the period this paragraph remains in effect, and notwithstanding the provisions of § 241.5,[9] a mortgage executed by a mortgagor of the character described in § 241.16 (a) (2) and insured pursuant to an application (including applications executed only by the mortgagor to obtain a certificate of eligibility) received by the Commissioner on or after October 12, 1950, must have a maturity satisfactory to the Commissioner not more than 20 years from the date of beginning of amortization of the mortgage, except that a mortgage in an amount not to exceed $5,800 per dwelling unit may have a maturity satisfactory to the Commissioner not to exceed 25 years from the date of beginning of amortization of the mortgage.

(c) The provisions of this section shall not be applicable to mortgages covering properties in the Territory of Alaska, and the Commissioner may waive or modify the requirements of this section, in whole or in part, and for such period or periods of time as he may determine, with respect to any mortgage transaction which would not be subject to the prohibitions of Part 225 of Title 12, Chapter I [1] (Regulation X of the Board of Governors of the Federal Reserve System) by reason of the exceptions and exemptions set forth therein.

(Sec. 211, as added by sec. 3, 52 Stat. 23; 12 U. S. C. 1715b. Interprets or applies sec. 114, Pub. Law 475, 81st Cong.)

Issued at Washington, D. C., October 9, 1950.

[SEAL] FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8986; Filed, Oct. 10, 1950; 11:50 a. m.]

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[1] *Supra.*
[4] 15 F. R. 2316.
[5] 11 F. R. 9236, 13 F. R. 8260, 15 F. R. 2316.
[6] 15 F. R. 2670.
[7] 15 F. R. 2672.
[8] 15 F. R. 2671.

PART 242—COOPERATIVE HOUSING INSURANCE: ELIGIBILITY REQUIREMENTS FOR INDIVIDUAL MORTGAGES COVERING PROPERTIES RELEASED FROM LIEN OF PROJECT MORTGAGE

DEFENSE PRODUCTION ACT OF 1950 CONTROLS

Part 242 is hereby amended by adding the following new § 242.18a:

§ 242.18a *Defense Production Act of 1950 controls.* For the period this section remains in effect, and notwithstanding the provisions of § 242.8[9], the mortgage insured pursuant to an application (including applications executed only by the mortgagor to obtain a certificate of eligibility), received by the Commissioner on or after October 12, 1950, must have a maturity satisfactory to the Commissioner not more than 20 years from the date of insurance, except that if the amount of the mortgage is $5,800 or less, the mortgage may have a maturity not in excess of 25 years from the date of insurance. The provisions of this section shall not be applicable to mortgages covering properties in the Territory of Alaska, and the Commissioner may waive or modify the requirements of this section, in whole or in part, and for such period or periods of time as he may determine, with respect to any mortgage transaction which would not be subject to the prohibitions of Part 225 of Title 12, Chapter I.[10] (Regulation X of the Board of Governors of the Federal Reserve System), by reason of the exceptions and exemptions set forth therein.

(Sec. 211, as added by sec. 3, 52 Stat. 23; 12 U. S. C. 1715b. Interprets or applies sec. 114, Pub. Law 475, 81st Cong.)

Issued at Washington, D. C., October 9, 1950.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8967; Filed, Oct. 10, 1950; 11:50 a. m.]

Subchapter E—Farm Mortgage Insurance

PART 251—FARM MORTGAGE INSURANCE; ELIGIBILITY REQUIREMENTS

MISCELLANEOUS AMENDMENTS

1. Section 251.27b (15 F. R. 4941) is hereby amended to read as follows:

§ 251.27b *Temporary limitation upon maximum amount of mortgage.* For the period this section remains in effect, and notwithstanding the provisions of § 251.16,[11] a mortgage insured pursuant to an application received by the Commissioner on or after July 19, 1950, shall not involve a principal amount in excess of $14,000 except in the case of a mortgage covering a property designed for occupancy by two or more families, and a mortgage insured pursuant to an application received by the Commissioner on or after July 19, 1950, and prior to October 12, 1950, shall not exceed 75 percent of the appraised value of the property, except that with respect to mortgages eligible for insurance under paragraph (a) of § 251.16, the principal amount may exceed 75 percent but shall not exceed 90 percent of $7,000 of such value plus 65 percent of such value in excess of $7,000, and mortgages eligible for insurance under paragraph (b) of § 251.16 may exceed 75 percent but shall not exceed 90 percent of the appraised value of the property if the mortgagor is the owner and occupant and 80 percent of such value if the mortgagor is the builder: *Provided*, That this section shall not be applicable as to mortgages covering properties in the Territory of Alaska.

(Sec. 211, as added by sec. 3, 52 Stat. 23; 12 U. S. C. 1715b. Interprets or applies sec. 203, 48 Stat. 1248, as amended; 12 U. S. C. 1709)

2. Part 251 is hereby amended by adding the following new § 251.27c:

§ 251.27c *Defense Production Act of 1950 controls.* (a) For the period this paragraph remains in effect, and notwithstanding the provisions of § 251.16, a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, and covering property upon which there is located a dwelling designed principally for a single-family or a two-family residence, shall not be eligible for insurance unless the mortgagor establishes to the satisfaction of the Commissioner that prior to the insurance of the mortgage, the mortgagor has paid on account of the property, in cash or its equivalent, not less than the amount of required down payment prescribed by the Commissioner in the commitment for insurance.

(b) For the period this paragraph remains in effect, and notwithstanding the provisions of § 251.17,[11] a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, and covering property upon which there is located a dwelling designed principally for a single-family or a two-family residence, must have a maturity satisfactory to the Commissioner not more than 20 years from the date of insurance, except that if the amount of the mortgage is $5,800 or less, and the property is approved for insurance prior to the beginning of construction, the mortgage may have a maturity not in excess of 25 years from the date of insurance.

(c) The provisions of this section shall not be applicable to mortgages covering properties in the Territory of Alaska, and the Commissioner may waive or modify the requirements of this section, in whole or in part, and for such period or periods of time as he may determine, with respect to any mortgage transaction which would not be subject to the prohibitions of Part 225 of Title 12, Chapter I[10] (Regulation X of the Board of Governors of the Federal Reserve System) by reason of the exceptions and exemptions set forth therein.

(Sec. 211, as added by sec. 3, 52 Stat. 23; 12 U. S. C. 1715b. Interprets or applies sec. 203, 48 Stat. 1248, as amended; 12 U. S. C. 1709)

Issued at Washington, D. C., October 9, 1950.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8968; Filed, Oct. 10, 1950; 11:50 a. m.]

Subchapter H—War Housing Insurance

PART 276—WAR HOUSING INSURANCE; ELIGIBILITY REQUIREMENTS OF MORTGAGE COVERING ONE- TO FOUR-FAMILY DWELLINGS

MISCELLANEOUS AMENDMENTS

1. Section 276.28b (15 F. R. 4716) is hereby amended to read as follows:

§ 276.28b *Temporary limitation upon maximum amount of mortgage.* Notwithstanding the provisions of § 276.17,[12] a mortgage insured pursuant to an application received by the Commissioner on or after July 19, 1950, and prior to October 12, 1950, shall not involve a principal amount in excess of 85 percent of the appraised value of the property: *Provided*, That this section shall not be applicable as to mortgages covering properties in the Territory of Alaska or housing determined by the Commissioner to be military housing.

(Sec. 607, as added by sec. 1, 55 Stat. 61; 12 U. S. C. and Sup., 1742)

2. Part 276 is hereby amended by adding the following new § 276.28c:

§ 276.28c *Defense Production Act of 1950 controls.* (a) For the period this paragraph remains in effect, and notwithstanding the provisions of § 276.17, a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, and covering property upon which there is located a dwelling designed principally for a single-family or a two-family residence, shall not be eligible for insurance unless the mortgagor establishes to the satisfaction of the Commissioner that prior to the insurance of the mortgage, the mortgagor has paid on account of the property, in cash or its equivalent, not less than the amount of required down payment prescribed by the Commissioner in the commitment for insurance.

(b) For the period this paragraph remains in effect, and notwithstanding the provisions of § 276.18,[12] a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, and covering property upon which there is located a dwelling designed principally for a single-family or a two-family residence, must have a maturity satisfactory to the Commissioner not more than 20 years from the date of insurance, except that if the amount of the mortgage is $5,800 or less, the mortgage may have a maturity not in excess of 25 years from the date of insurance.

(c) The provisions of this section shall not be applicable to mortgages covering properties in the Territory of Alaska, and

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[9] 15 F. R. 2675.
[10] *Supra.*
[11] 15 F. R. 2325.
[12] 11 F. R. 6571, 13 F. R. 8280.

the Commissioner may waive or modify the requirements of this section, in whole or in part and for such period or periods of time as he may determine, with respect to any mortgage transaction which would not be subject to the prohibitions of Part 25 of Title 12, Chapter I [13] (Regulation X of the Board of Governors of the Federal Reserve System) by reason of the exceptions and exemptions set forth therein.

(Sec. 607, as added by sec. 1, 55 Stat. 61; 12 U. S. C. and Sup., 1742)

Issued at Washington, D. C., October 9, 1950.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8989; Filed, Oct. 10, 1950; 11:50 a. m.]

PART 278—WAR HOUSING INSURANCE; ELIGIBILITY REQUIREMENTS OF MORTGAGE UNDER SECTION 603 PURSUANT TO SECTION 610 OF THE NATIONAL HOUSING ACT

MISCELLANEOUS AMENDMENTS

1. Section 278.20b (15 F. R. 4716) is hereby amended to read as follows:

§ 278.20b *Temporary limitation upon maximum amount of mortgage.* Notwithstanding the provisions of § 278.9,[14] a mortgage insured pursuant to an application received by the Commissioner on or after July 19, 1950, and prior to October 12, 1950, shall not involve a principal amount in excess of 85 percent of the appraised value of the property: *Provided*, That this section shall not be applicable to mortgages covering properties located in the Territory of Alaska or housing determined by the Commissioner to be military housing.

(Sec. 607, as added by sec. 1, 55 Stat. 61; 12 U. S. C. and Sup., 1742. Interprets or applies sec. 603, as added by sec. 1, 55 Stat. 56, as amended; 12 U. S. C. and Sup., 1738)

2. Part 278 is hereby amended by adding the following new § 278.20c:

§ 278.20c *Defense Production Act of 1950 controls.* (a) For the period this paragraph remains in effect, and notwithstanding the provisions of § 278.9, a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, and covering property upon which there is located a dwelling designed principally for a single-family or a two-family residence, shall not be eligible for insurance unless the mortgagor establishes to the satisfaction of the Commissioner that prior to the insurance of the mortgage, the mortgagor has paid on account of the property, in cash or its equivalent, not less than the amount of required down payment prescribed by the Commissioner in the commitment for insurance.

(b) For the period this paragraph remains in effect, and notwithstanding the provisions of § 278.10,[14] a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, and covering property upon which there is located a dwelling designed principally for a single-family or a two-family residence, must have a maturity satisfactory to the Commissioner not more than 20 years from the date of insurance, except that if the amount of the mortgage is $5,800 or less, the mortgage may have a maturity not in excess of 25 years from the date of insurance.

(c) The provisions of this section shall not be applicable to mortgages covering properties in the Territory of Alaska, and the Commissioner may waive or modify the requirements of this section, in whole or in part and for such period or periods of time as he may determine, with respect to any mortgage transaction which would not be subject to the prohibitions of Part 225 of Title 12, Chapter I [13] (Regulation X of the Board of Governors of the Federal Reserve System) by reason of the exceptions and exemptions set forth therein.

(Sec. 607, as added by sec. 1, 55 Stat. 61; 12 U. S. C. and Sup., 1742. Interprets or applies sec. 603, as added by sec. 1, 55 Stat. 56, as amended; 12 U. S. C. and Sup., 1738.)

Issued at Washington, D. C., October 9, 1950.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8990; Filed, Oct. 10, 1950; 11:50 a. m.]

Subchapter K—Single-Family Project Loans, War Housing Insurance

PART 287—ELIGIBILITY REQUIREMENTS OF PROJECT MORTGAGE COVERING GROUP OF SINGLE-FAMILY DWELLINGS

TEMPORARY LIMITATION UPON MAXIMUM AMOUNT OF MORTGAGE

Section 287.27a (15 F. R. 4717) is hereby amended to read as follows:

§ 287.27a *Temporary limitation upon maximum amount of mortgage.* Notwithstanding the provisions of § 287.11,[15] a mortgage insured pursuant to an application received by the Commissioner on or after July 19, 1950, and prior to October 12, 1950, shall not involve a principal amount in excess of 80 percent of the estimated value of the property or project and not in excess of a sum computed on the individual dwellings comprising the total project on the basis of $5,950 or 80 percent of the valuation, whichever is less, with respect to each single-family dwelling: *Provided*, That this section shall not be applicable as to mortgages covering properties located in the Territory of Alaska or housing determined by the Commissioner to be military housing.

(Sec. 607, as added by sec. 1, 55 Stat. 61; 12 U. S. C. and Sup. 1742)

Issued at Washington, D. C., October 9, 1950.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8991; Filed, Oct. 10, 1950; 11:50 a. m.]

PART 288—ELIGIBILITY REQUIREMENTS OF INDIVIDUAL MORTGAGE COVERING PROPERTY RELEASED FROM LIEN OF PROJECT MORTGAGE

DEFENSE PRODUCTION ACT OF 1950 CONTROLS

Part 288 is hereby amended by adding the following new § 288.21a:

§ 288.21a *Defense Production Act of 1950 controls.* For the period this section remains in effect, and notwithstanding the provisions of § 288.10,[16] a mortgage insured pursuant to an application received by the Commissioner on or after October 12, 1950, must have a maturity satisfactory to the Commissioner not more than 20 years from the date of insurance, except that if the amount of the mortgage is $5,800 or less, the mortgage may have a maturity not in excess of 25 years from the date of insurance. The provisions of this section shall not be applicable to mortgages covering properties in the Territory of Alaska, and the Commissioner may waive or modify the requirements of this section, in whole or in part, and for such period or periods of time as he may determine, with respect to any mortgage transaction which would not be subject to the prohibitions of Part 225 of Title 12, Chapter I [13] (Regulation X of the Board of Governors of the Federal Reserve System) by reason of the exceptions and exemptions set forth therein.

(Sec. 607, as added by sec. 1, 55 Stat. 61; 12 U. S. C. and Sup., 1742).

Issued at Washington, D. C., October 9, 1950.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 50-8992; Filed, Oct. 10, 1950; 11:50 a. m.]

TITLE 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 1—GENERAL RULES AND REGULATIONS

PROTECTION OF WILDLIFE

Section 1.9 *Protection of Wildlife* is amended by the addition of a note at the end thereof, reading as follows:

NOTE: Effective September 10, 1950, to December 31, 1950, inclusive, the provisions of this section are suspended so as to permit hunting during the open season provided by the State of Wyoming, on any lands of Grand Teton National Park which were, prior to September 14, 1950, included within the Jackson Hole National Monument, except the Jackson Hole National Wildlife Park.

(Sec. 3, 69 Stat. 535, as amended; 16 U. S. C. 3. Sec. 6, Pub. Law 787, 81st Cong.)

Issued this 4th day of October, 1950.

OSCAR L. CHAPMAN,
Secretary of the Interior.

[F. R. Doc. 50-8867; Filed, Oct. 10, 1950; 8:45 a. m.]

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[13] *Supra.*

[14] 12 F. R. 5611, 13 F. R. 8260.

[15] 15 F. R. 2328.

[16] 15 F. R. 2331.

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

SUBPART C—TRAINING FACILITIES

PROVISIONAL REGULATIONS

A new § 21.692 is added as follows:

§ 21.692 *Application of the provisions of the Servicemen's Readjustment Act, Title II, as amended by section 3, Public Law 610, 81st Congress, approved July 13, 1950*—(a) *Non-profit institutions.* An education or training institution offering courses of education and training under Part VIII, Veterans' Regulation 1 (a) as amended (38 U. S. C. ch. 12), for the purpose of applying the governing statutes and applicable regulations of the Veterans' Administration respecting the payment of a tuition and other charges will be regarded, by virtue of section 3, Public Law 610, 81st Congress, as a nonprofit institution if it is exempt from taxation under paragraph (6), section 101 of the Internal Revenue Code. The same rule will be applied administratively as to Part VII, Veterans' Regulation No. 1 (a), as amended (Public Law 16, 78th Congress).

(b) *Non-resident tuition for professional schools.* Where an educational institution has requested and been authorized to receive adjusted tuition payments on the basis of the nonresident tuition fee, as set forth in § 21.474, such nonresident fee will be paid as adjusted tuition, upon request therefor, to any professional or graduate school which has been affiliated continuously with the educational institution since June 22, 1944, even though the administrative function of such professional or graduate school is separate and distinct from that of the institution with which it is affiliated. Such adjusted tuition payments shall be effective upon request of the institution with respect to payments made for tuition during any school year beginning on or after August 1, 1949. (Instruction 5, Public Law 610, 81st Congress)

(Sec. 2, 46 Stat. 1016, sec. 7, 48 Stat. 9, sec. 2, 57 Stat. 43, as amended, sec. 400, 58 Stat. 287, as amended; 38 U. S. C. and Sup. 11a, 701, 707, ch. 12 note. Interpret or apply secs. 3, 4, 57 Stat. 43, as amended, secs. 300, 1500–1504, 1506, 1507, 58 Stat. 286, 300, as amended; 38 U. S. C. and Sup. 693g, 697–697d, 697f, g, ch. 12 note)

[SEAL] O. W. CLARK,
Deputy Administrator.

[F. R. Doc. 50-8918; Filed, Oct. 10, 1950; 8:52 a. m.]

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

SUBPART C—TRAINING FACILITIES

PROVISIONAL REGULATIONS

A new § 21.693 is added as follows:

§ 21.693 *Application of the provisions of the Servicemen's Readjustment Act, Title II, as amended by section 2, Public Law 610, 81st Congress, approved July 13, 1950.* (This section supplements § 21.691, appearing in 15 F. R. 6596). By virtue of the authority afforded by paragraph 3, Part VIII, Veterans Regulation 1 (a), as amended (38 U. S. C. ch. 12) (Title II, Servicemen's Readjustment Act, Public Law 346, 78th Congress, as amended by Public Law 268, 79th Congress) for the Administrator to contract for fair and reasonable rates of tuition for short intensive courses of less than 30 weeks, of paragraph 9, Part VIII, and of section 2, Public Law 16, 78th Congress, the following regulation is promulgated:

(a) In any case wherein a school (other than a nonprofit institution of higher learning) has entered into one or more contracts for a period or periods in excess of 12 calendar months for education or training under either Public Law 16, 78th Congress, or paragraph 3 (b), Part VIII, Public Law 346, 78th Congress, as amended, the rate of the last contract shall, without further justification, be paid as a fair and reasonable rate for such course or courses.

(b) Any school which, by virtue of section 2, Public Law 610, 81st Congress, has effective July 13, 1950, a frozen tuition rate established by a contract which terminated prior to said date shall be paid such rate for the interim period without further justification.

(c) Any contract signed under a mutual mistake of fact consisting in action of Veterans Administration contracting officer and official of any school signing a purported contract prior to the promulgation of § 21.691 and contrary to the 2-year rule stated therein, when in fact the school had a frozen rate under section 2, Public Law 610, as construed in Administrator's Decision 858 will, upon request of the school, be reported to the central office with full statement of the facts, for consideration of cancellation of the contract. If cancelled, the frozen rate will be payable retroactively and prospectively in lieu of the contract rate, but payment of the latter rate should be made in interim pending notification as to cancellation, such payment to be without prejudice to the rights of either the school or the government.

(d) In the case of a contract with any of the schools or institutions hereinabove mentioned, including any school covered by section 2, Public Law 610 which contract establishes the rate payable under this section or section 2, Public Law 610, and which provides a rate for tuition including books, tools, and supplies as an integral part thereof, such contract rate for tuition, books, tools and supplies shall continue to be payable without further negotiation: *Provided, however,* That payment shall be made only for such books, tools and supplies as are actually furnished and which are required of all non-veteran students, except as otherwise authorized for trainees under Public Law 16, 78th Congress.

(e) In any case under this section or Public Law 610, wherein the manager believes that the last contract rate for tuition, books, or supplies was obtained as a result of fraud or misrepresentation or was in conflict with the governing regulation the manager will carefully reexamine such rate, and if the contract is determined to have been invalid, the manager will take appropriate action including negotiation of a contract on a proper and legal basis.

(Sec. 2, 46 Stat. 1016, sec. 7, 48 Stat. 9, sec. 2, 57 Stat. 43, as amended, sec. 400, 58 Stat. 287, as amended; 38 U. S. C. and Sup. 11a, 701, 707, ch. 12 note. Interpret or apply secs. 3, 4, 57 Stat. 43, as amended, secs. 300, 1500–1504, 1506, 1507, 58 Stat. 286, 300, as amended; 38 U. S. C. and Sup. 693g, 697–697d, 697f, g, ch. 12 note)

Approved by the Administrator September 22, 1950.

[SEAL] O. W. CLARK,
Deputy Administrator.

[F. R. Doc. 50-8919; Filed, Oct. 10, 1950; 8:52 a. m.]

PART 36—SERVICEMEN'S READJUSTMENT ACT OF 1944

SUBPART A—TITLE III, LOAN GUARANTY

1. A new § 36.4356 is added as follows:

§ 36.4356 *Credit restrictions.* (a) No loan for the purchase, construction, repair, alteration or improvement of residential property will be eligible for guaranty or insurance unless the veteran makes a down payment in cash or its equivalent (e. g. equity in land) of an amount which when related to the purchase price or cost of construction, repair, alteration or improvement will not be less than that specified in the following schedule:

Transaction price	*Minimum down payment*
$5,000 or less	5 percent of value.
More than $5,000 but not more than $6,000	$250.
More than $6,000 but not more than $9,000	$250 plus 25 percent of excess of value over $6,000.
More than $9,000 but not more than $12,000	$1,000 plus 30 percent of excess of value over $9,000.
More than $12,000 but not more than $15,000	$1,900 plus 55 percent of excess of value over $12,000.
More than $15,000 but not more than $20,000.	$3,550 plus 75 percent of excess of value over $15,000.
More than $20,000 but not more than $24,250.	$7,300 plus 85 percent of excess of value over $20,000.
Over $24,250	45 percent of value.

With respect to construction loans in cases where the land is owned by the veteran, the down payment will relate to the cost of construction plus the reasonable value of the land: *Provided,* That in the case of farm housing the amount determined to be the reasonable value of the land so owned by the veteran shall be deemed, for the purposes of this paragraph, to be 5 percent of the cost of con-

struction. For the purpose of computing the amount of the down payment required, the estimated costs of closing the loan or financing the transaction shall be added to the purchase price or cost of the construction, repairs, alterations or improvements and the down payment may be used to pay such costs: *Provided*, That the pro rata portion of the ground rents, hazard insurance premiums, current year's taxes and other prepaid items normally involved in financing a transaction will not be added to the purchase price or cost of construction, repairs, alterations or improvements and must be paid by the veteran in addition to the down payment otherwise required.

(b) The veteran shall certify that in respect to the down payment required by paragraph (a) of this section, he has not incurred, and will not incur, individually or otherwise, any unpaid contractual obligation on account of such requirement, except obligations which are fully secured by the loan value or cash surrender value of a life insurance policy.

(c) The maturity of a loan for the purchase, construction, repair, alteration or improvement of residential property shall not exceed 20 years, except that if the purchase price or cost of construction is not in excess of $7,000 the maximum maturity for such loans will be 25 years. Nothing in this paragraph shall preclude the extension of the loan pursuant to the provisions of § 36.4314.[1]

(d) The initial four percent (4%) payment made by the Administrator pursuant to section 500 (c) of the act in connection with a loan for the purchase, construction, repair, alteration or improvement of residential property shall be credited to the principal of the loan: *Provided*, That a portion of such payment, less than the principal curtailment of a single installment, may be credited to the tax and insurance account or otherwise credited to the loan in a manner agreed upon between the veteran and the lender.

(e) The provisions of this section will not be applicable in the following cases:

(1) The loan is for the purchase of a new dwelling unit (not previously occupied) on which construction was begun prior to August 3, 1950. Construction will be deemed to have been "begun" when essential materials which are to be an integral part of the structure have been affixed to or incorporated on the site in a permanent form; or,

(2) A bona fide contract, in writing, was made prior to October 12, 1950, between a builder or seller and the veteran for the purchase, construction, repair, alteration or improvement of residential property; or,

(3) A request for determination of reasonable value was received by the Administrator prior to October 12, 1950; or,

(4) The loan is for the purchase, construction, repair, alteration or improvement of residential property involving more than two family units in a single structure.

(5) Loans made in the Territory of Alaska or in an area in which the Federal Reserve Bank of the district declares that an emergency exists because of a flood, fire or other disaster.

(6) Loans made solely for the replacement, reconstruction or repair of residential property destroyed or substantially damaged by flood, fire, or other similar casualty.

(f) This section is promulgated pursuant to and for the purpose of carrying out the provisions of the issuance of "Credit Restrictions Pursuant to the Defense Production Act of 1950 on Loans made or Assisted by the Administrator of Veterans' Affairs" by the Housing and Home Finance Administrator, appended hereto, effective concurrently with this section, and will be applicable notwithstanding the provisions of any other section of this part and shall terminate upon the termination of Executive Order No. 10161,[2] unless terminated earlier by proper authority.

2. In § 36.4504, paragraph (e) is amended and a new paragraph (f) is added, as follows:

§ 36.4504 *Loan closing expenses.* * * *

(e) The veteran will be required to make a down payment in cash or its equivalent of an amount which when related to the purchase price or cost of construction or to the improvement of a farmhouse will not be less than that specified in the following schedule:

Transaction price	*Minimum down payment*
$5,000 or less	5 percent of value.
More than $5,000 but not more than $6,000	$250.
More than $6,000 but not more than $9,000	$250 plus 25 percent of excess of value over $6,000.
More than $9,000 but not more than $12,000	$1,000 plus 30 percent of excess of value over $9,000.
More than $12,000 but not more than $15,000	$1,900 plus 55 percent of excess of value over $12,000.
More than $15,000 but not more than $20,000	$3,550 plus 75 percent of excess of value over $15,000.
More than $20,000 but not more than $24,250	$7,300 plus 85 percent of excess of value over $20,000.
Over $24,250	45 percent of value.

With respect to construction loans in cases where land is owned by the veteran, the down payment will relate to the cost of construction plus the reasonable value of the land: *Provided*, That in the case of construction of a farmhouse the amount determined to be the reasonable value of the land so owned by the veteran shall be deemed for the purposes of this paragraph, to be 5 percent of the cost of construction. For the purpose of computing the amount of down payment required, the estimated costs of closing the loan or financing the purchase shall be added to the purchase price of the property or cost of the construction or improvements to a farmhouse and the down payment may be used to pay such costs: *Provided*, That the pro rata portion of the current year's taxes, ground rents, hazard insurance premiums and other prepaid items normally involved in financing a purchase will not be added to the purchase price of the property or cost of the construction or improvements to a farmhouse and must be paid by the veteran in addition to the down payment otherwise required; *And provided further*, That this paragraph shall not be applicable with respect to loans made in the Territory of Alaska or in an area in which a Federal Reserve Bank of the district declares that an emergency exists because of a flood, fire or other disaster, nor shall the provisions be applicable in connection with loans for the improvement of a farmhouse made solely for the replacement, reconstruction or repair of such a farmhouse destroyed or substantially damaged by flood, fire or other similar casualty. With respect to construction loans the fair market value of the lot, if owned by the veteran, may be considered pro tanto as satisfying the down payment required: *Provided*, That in connection with such loans the veteran, in addition to the required down payment, will deposit with VA or in an escrow satisfactory to VA 10 percent of the estimated cost of construction or such alternative sum, in cash or its equivalent, as VA may determine to be necessary in order to afford adequate assurance that sufficient funds will be available, from the proceeds of the loan or from other sources, to assure completion of the construction in accordance with the plans and specifications upon which VA based its loan commitment.

(f) The veteran shall certify that in respect to the down payment required by paragraph (e) of this section, he has not incurred, and will not incur, individually or otherwise, any unpaid contractual obligation on account of such requirement, except obligations which are fully secured by the loan value or cash surrender value of a life insurance policy.

3. Section 36.4505 is amended to read as follows:

§ 36.4505 *Maturity of loan.* (a) The maturity of a loan shall not exceed 20 years, except that if the purchase price or cost of construction is not in excess of $7,000 the maximum maturity for such loans will be 25 years. Nothing in this paragraph shall preclude the extension of the loan pursuant to the provisions of § 36.4506.[3]

(b) The provisions of paragraph (a) of this section will not be applicable with respect to loans made in the territory of Alaska or in an area in which a Federal Reserve Bank of a district declares that an emergency exists because of flood, fire or other disaster.

(Sec. 504, 58 Stat. 293, as amended; 38 U. S. C. 694d)

This regulation effective October 12, 1950.

O. W. CLARK,
Deputy Administrator.

[1] 13 F. R. 7276.

[1] September 9, 1950 15 F. R. 6105.
[2] 15 F. R. 6289.

CREDIT RESTRICTIONS PURSUANT TO THE DEFENSE PRODUCTION ACT OF 1950 ON LOANS MADE OR ASSISTED BY THE ADMINISTRATOR OF VETERANS' AFFAIRS

I hereby find that the regulations contained in Title 38, Chapter I, §§ 36.4356, 36.4504, and 36.4505, Regulations of the Administrator of Veterans' Affairs, *supra*, effective concurrently herewith, are issued in compliance with my determination, pursuant to authority vested in me by section 502 of Executive Order 10161 (September 9, 1950; 15 F. R. 6105), that such issuance is necessary to carry out the purposes of Title VI of the Defense Production Act of 1950 (Pub. Law 774, 81st Cong.). For the purpose of authorizing the Administrator of Veterans' Affairs to comply with my aforesaid determination, such of my authority pursuant to said section 502 as may be necessary for the issuance of said §§ 36.4356, 36.4504, and 36.4505 is hereby vested in the Administrator of Veterans' Affairs. The said §§ 36.4356, 36.4504, and 36.4505 are issued in accordance with the provisions of said Title VI of the Defense Production Act of 1950 and of said section 502 of Executive Order 10161, including the requirements of said section 502 that (1) provisions of regulations of the Board of Governors of the Federal Reserve System[1] relating to credit involving real property shall be made applicable to the fullest extent practicable to loans on residential real property made, insured, or guaranteed by any agency in the executive branch of the United States Government and (2) the relative credit preferences accorded to veterans under existing law shall be preserved. In the formulation of the aforegoing, there has been consultation with representatives of veterans and consumer organizations and with representatives of the home building and financing industries, including labor and trade associations, and consideration has been given to the recommendations of such representatives.

Effective as of the 12th day of October 1950.

RAYMOND M. FOLEY,
Housing and Home Finance Administrator.

[F. R. Doc. 50-8994; Filed, Oct. 10, 1950; 5:50 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

PART 7—OFFICERS AND EMPLOYEES: LANDS AND RESOURCES

EXCEPTIONS

Subparagraph (1) of paragraph (a) of § 7.4 is amended to read as follows:

§ 7.4 *Exceptions.* (a) (1) The act of June 1, 1938 (52 Stat. 609) as amended by the act of July 14, 1945 (59 Stat. 467, 43 U. S. C. 682a) authorizes any officer or employee of the Department of the Interior stationed in Alaska to purchase or lease under that act one tract in Alaska for any purpose authorized by the act, except as a business site; section 1 of the act of March 3, 1879 (20 Stat. 394, 43 U. S. C. 31) provides that the Director and members of the Geological Survey shall have no personal or private interests in the lands or mineral wealth of the region under survey; and Revised Statute section 452 (43 U. S. C. 11) provides that all officers, clerks, and employees of the Bureau of Land Management (formerly General Land Office) are prohibited from directly or indirectly purchasing or becoming interested in the purchase of any of the public land. Apart from such restrictions, and if otherwise qualified, (i) any officer or employee of the Department of the Interior stationed in Alaska (except an officer or employee of the Bureau of Land Management or the spouse of such person) shall not by reason of being such an officer or employee be precluded from retaining or acquiring any interest in the lands or resources in Alaska Administered by the Bureau of Land Management, other than in a mineral lease or mining claim, and (ii) any temporary, limited, part-time, WAE (when actually employed) or WOC (without compensation) employee of the Department of the Interior (except an officer or employee of the Bureau of Land Management or the spouse of such person) shall not by reason of being such an employee be precluded from retaining or acquiring any interest in lands or resources administered by the Bureau of Land Management.

(R. S. 161, 452; 5 U. S. C. 22, 43 U. S. C. 11)

OSCAR L. CHAPMAN,
Secretary of the Interior.

OCTOBER 4, 1950.

[F. R. Doc. 50-8868; Filed, Oct. 10, 1950; 8:45 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[7 CFR, Part 721]

CORN

NOTICE OF DETERMINATIONS TO BE MADE WITH RESPECT TO MARKETING QUOTAS, THE COMMERCIAL CORN-PRODUCING AREA, AND THE ACREAGE ALLOTMENT FOR THE 1951 CROP OF CORN, AND APPORTIONMENT OF SUCH ALLOTMENT AMONG COUNTIES AND FARMS

Pursuant to the authority contained in the applicable provisions of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1301 (b), 1322, 1328, 1329), the Secretary of Agriculture is preparing to determine whether marketing quotas are required to be proclaimed in the commercial corn-producing area on the 1951 crop of corn, to determine and proclaim the commercial corn-producing area and the acreage allotment for the 1951 crop of corn, and to apportion such allotment among counties and farms.

[1] See Title 12, Chapter I, Part 225 *supra*.

Section 301 (b) (4) (A) of the Act provides that the 1951 commercial corn-producing area shall include all counties in which the average production of corn (excluding corn used as silage) during the ten calendar years 1941–1950, after adjustment for abnormal weather conditions, is 450 bushels or more per farm and 4 bushels or more for each acre of farmland in the county. Section 301 (b) (4) (B) of the act provides for the inclusion in the 1951 commercial corn-producing area of any county bordering on such commercial corn-producing area which (or in which there is a minor civil division which) is likely in 1951 to produce 450 bushels or more per farm and 4 bushels or more per acre of farmland, and for the exclusion of counties from the 1951 commercial corn-producing area which are not likely in 1951 to meet these production requirements.

Section 322 of the act provides that whenever in the calendar year 1950 the Secretary determines (1) that the total supply of corn for the 1950–51 marketing year will exceed the normal supply thereof by more than 20 per centum, or (2) that the total supply of corn for the 1949–50 marketing year is not less than the normal supply thereof and that the average farm price for corn for 3 successive months of such marketing year does not exceed 66 per centum of parity, the Secretary shall, not later than November 15, 1950, proclaim such fact and marketing quotas shall be in effect in the commercial corn-producing area for the 1951 crop of corn.

Section 328 of said act provides that the acreage allotment of corn for any calendar year shall be that acreage in the commercial corn-producing area which, on the basis of the average yield of corn in such area during the 10 calendar years immediately preceding such calendar year, adjusted for abnormal weather conditions and trends in yields, will produce an amount of corn in such area which the Secretary determines will, together with corn produced in the United States outside the commercial corn-producing area and imports, make available a supply for the marketing year beginning in such calendar year, equal to the normal supply. It is further provided that the Secretary shall proclaim such allotment in the commercial corn-producing area not later than February 1 of the calendar year for which such acreage allotment is determined.

As defined in section 301 of the act, for the purposes of these determinations,

"total supply" for any marketing year is the quantity of corn on hand in the United States as of the beginning of the marketing year, plus the estimated production of corn in the United States during the calendar year in which the marketing year begins, plus the estimated imports of corn into the United States during the marketing year; "normal supply" for any marketing year is the estimated domestic consumption of corn for the marketing year ending immediately prior to the marketing year for which normal supply is being determined, plus the estimated exports of corn for the marketing year for which normal supply is being determined, plus 10 per centum of such consumption and exports; and "marketing year" for corn is the period October 1–September 30.

Section 329 of said act provides for the apportionment of the acreage allotment among the counties in the commercial corn-producing area on the basis of the acreage seeded for the production of corn during the ten calendar years immediately preceding the year in which the apportionment is determined (plus, in applicable years, the acreage diverted under agricultural adjustment and conservation programs), with adjustments for abnormal weather conditions and for trends in acreage during such period and for the promotion of soil-conservation practices. Any downward adjustment for the promotion of soil-conservation practices may not exceed two per centum of the county acreage allotment which would otherwise be determined. Section 329 of the act also provides for the apportionment of the county acreage allotment among farms on the basis of tillable acreage, crop-rotation practices, type of soil, and topography.

In preparing to make such determinations and proclamation the Secretary has under consideration sections 304 and 371 (b) of the act, which provide that the marketing quota provisions of the act shall not be invoked or continued in effect with respect to any one of the several commodities to which farm marketing quotas are applicable in case the Secretary finds a suspension or termination of the provisions necessary to protect consumers, to meet a national emergency, or to provide for a material increase in exports.

Prior to the determinations with respect to marketing quotas, the commercial corn-producing area, and the acreage allotment for the 1951 crop of corn, the apportionment of such allotment among counties, and the formulation of regulations for the establishment of farm acreage allotments for the 1951 crop of corn, consideration will be given to any data, views, and recommendations pertaining thereto which are submitted in writing to the Director, Grain Branch, Production and Marketing Administration, United States Department of Agriculture, Washington, D. C. All written submissions must be postmarked not later than thirty days after the date of publication of this notice in the FEDERAL REGISTER.

Issued at Washington, D. C., this 5th day of October 1950.

[SEAL] FRANK K. WOOLLEY,
Acting Administrator.

[F. R. Doc. 50-8882; Filed, Oct. 10, 1950; 8:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[17 CFR, Part 240]

EXEMPTION OF CERTAIN TRANSACTIONS BY REGISTERED INVESTMENT COMPANIES

PROPOSED RULE MAKING

Notice is hereby given that the Securities and Exchange Commission has under consideration a proposal for the adoption of a new rule pursuant to section 16 (b) of the Securities Exchange Act of 1934. The proposed rule would provide an exemption from this section with respect to transactions in securities by an investment company registered under the Investment Company Act of 1940 where the Commission has, by order pursuant to section 17 (b) of the latter act, exempted the transaction from section 17 (a) of such act.

Section 16 (b) provides in general that where any director or officer of the issuer of a registered equity security or any beneficial owner of more than 10 percent of any class of such security has realized a profit from any purchase and sale, or sale and purchase, of any equity security of the issuer within any period of less than six months, such profit may be recovered by the issuer. This section authorizes the Commission to exempt therefrom any transactions not comprehended within the purview of the section.

The text of the proposed rule is as follows:

§ 240.16b *Exemption from section 16 (b) of certain transactions by registered investment companies.* Any transaction of purchase and sale, or sale and purchase, of a security shall be exempt from the operation of section 16 (b) of the act, as not comprehended within the purpose of that section, if the transaction is effected by an investment company registered under the Investment Company Act of 1940 and both the purchase and sale of such security have been exempted from the provisions of section 17 (a) of the Investment Company Act of 1940 by an order of the Commission entered pursuant to section 17 (b) of the act.

All interested persons are invited to submit data, views and comments on the proposed rule, in writing, to the Securities and Exchange Commission at its principal office, 425 Second Street NW., Washington 25, D. C., not later than October 17, 1950.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

OCTOBER 4, 1950.

[F. R. Doc. 50-8895; Filed, Oct. 10, 1950; 8:49 a. m.]

NOTICES

DEPARTMENT OF STATE

[Public Notice 61; Delegation of Authority 23]

DELEGATION OF AUTHORITY TO CERTAIN OFFICIALS TO NEGOTIATE CERTAIN PURCHASES AND CONTRACTS

By virtue of the authority vested in the Secretary of State by delegation of authority dated August 9, 1950 signed by Jess Larson, Administrator of General Services (15 F. R. 6130–6131), and in accordance with the authority conferred by section 307 of the Federal Property and Administrative Services Act of 1949, Public Law 152, 81st Congress (63 Stat. 377), upon the "agency head" as defined in section 309 (a) of said act, there is hereby delegated to the officials listed below (and to any other officials designated to act for one of the enumerated officials during the absence or incapacity of the latter) authority to make purchases and contracts, and determinations and decisions in connection therewith, pursuant to the provisions of Title III of the above-cited act and in conformity with the above-mentioned delegation of authority from the Administrator of General Services, for such purposes and under such circumstances as they are now authorized, or may hereafter be authorized, to make purchases and contracts. The authority hereby delegated is subject to any specific limitations indicated below and all instructions, regulations, and directives, which are now in effect or which may be issued hereafter by the Department of State, or by any other government agency of competent jurisdiction, governing purchasing and contracting functions.

1. Chief and Assistant Chief, Division of Central Services; Chief, Procurement and Supply Branch, Division of Central Services; Chief and Assistant Chief, Purchase Section, Division of Central Services.

Limitations: No authority is delegated to make determinations or decisions specified in section 305 (a) or in paragraphs (11) and (12) of section 302 (c). Authority to make determinations or decisions specified in paragraph (10) of section 302 (c) is delegated only to the Chief, Division of Central Services, and only with respect to contracts which will not require the expenditure of more than $25,000. Authority to authorize cost-plus-a-fixed-fee contracts or any other incentive-type contract, either within or outside the United States and its posses-

sions, and to make determinations or decisions in connection therewith, is delegated to the Chief, Division of Central Services only.

2. Chief, New York Administrative Office; Chief, Procurement and Supply Branch, New York Administrative Office; Chief, Purchase Section, New York Administrative Office.

Limitations: No authority is delegated to make determinations or decisions specified in section 305 (a) or in paragraphs (10), (11), and (12) of section 302 (c). No authority is delegated to authorize cost-plus-a-fixed-fee contracts or any other incentive-type contract, or to make any determinations or decisions in connection therewith.

3. Chief and Assistant Chief (Technical Services), Division of Library and Reference Services; Assistant Chief, Technical Services Branch, Division of Library and Reference Services.

Limitations: No authority is delegated to make determinations or decisions specified in section 305 (a) or in paragraphs (10), (11), and (12) of section 302 (c). No authority is delegated to authorize cost-plus-a-fixed-fee contracts or any other incentive-type contract, or to make any determinations or decisions in connection therewith.

4. Chief, Associate Chief, and Assistant Chief, Division of Foreign Buildings Operations; Chief, Building Projects Branch, Division of Foreign Buildings Operations; Chief, Furniture and Furnishings Branch, Division of Foreign Buildings Operations.

Limitations: No authority is delegated to make determinations or decisions specified in section 305 (a) or in paragraphs (10), (11), and (12) of section 302 (c). No authority is delegated to authorize cost-plus-a-fixed-fee contracts or any other incentive-type contract covering supplies or services to be furnished within the United States and its possessions or to make determinations or decisions in connection therewith. Authority to authorize such contracts covering supplies or services to be furnished outside the United States and its possessions, and to make determinations or decisions in connection therewith, is delegated to the Chief, Division of Foreign Buildings Operations only.

5. Chief and Assistant Chief, Division of Foreign Service Personnel.

Limitations: No authority is delegated to make determinations or decisions specified in section 305 (a) or in paragraphs (10), (11), and (12) of section 302 (c). No authority is delegated to authorize cost-plus-a-fixed-fee contracts or any other incentive-type contract, or to make any determinations or decisions in connection therewith.

6. Any chief of a Division; official in charge of a commission, project, agency, or major activity; officer in charge, or such other officer as may be legally designated, at a conference within the United States; head of the delegation, or such other officer as may be legally designated, at a conference outside the United States.

Limitations: No authority is delegated to make determinations or decisions specified in section 305 (a) or in paragraphs (10), (11), and (12) of section 302 (c). No authority is delegated to authorize cost-plus-a-fixed-fee contracts or any other incentive-type contract, or to make any determinations or decisions in connection therewith. Within the United States and its possessions, authority delegated may only be exercised outside Washington, D. C., and New York, N. Y., and then only when immediate action is required and the time element involved precludes the making of the purchase or contract by authorized officials in the Washington or New York Offices of the Department. The limitation in the preceding sentence does not apply to purchases or contracts made outside the United States and its possessions.

This delegation shall take effect as of July 1, 1950.

For the Secretary of State:

CARLISLE H. HUMELSINE,
Deputy Under Secretary.

OCTOBER 4, 1950.

[F. R. Doc. 50-8896; Filed, Oct. 10, 1950; 8:49 a. m.]

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

DECLARATION OF INSUFFICIENT SUPPLY OF 1950-CROP VIRGINIA AND VALENCIA TYPES OF PEANUTS TO MEET DEMAND

Pursuant to the authority contained in section 359 (g) of the Agricultural Adjustment Act of 1938 (7 U. S. C. Sup., 1359), as amended by section 6 of Public Law 471, 81st Congress, and in accordance with the delegation of authority by the Secretary of Agriculture to the President of Commodity Credit Corporation to determine which, if any, types of 1950 crop peanuts are in short supply pursuant to such section 359 (g), it is hereby determined, on the basis of the latest available information with respect to supply, demand, and market prices, that the supply of Virginia and Valencia type peanuts of the 1950 crop is insufficient to meet the demand for cleaning and shelling purposes at prices at which the Commodity Credit Corporation may sell peanuts owned or controlled by it for such purposes. Accordingly, excess Virginia and Valencia type peanuts purchased from producers at the oil value thereof, pursuant to such section 359 (g), will be sold by Commodity Credit Corporation for cleaning and shelling at prices not less than 105 percent of the applicable support prices plus reasonable carrying charges. The proceeds received from such sales of Virginia and Valencia type peanuts respectively, after deduction of the prices paid to producers and other costs incurred in connection with such peanuts, including the estimated cost of proration, will be prorated proportionately among all producers delivering excess peanuts of such respective types at oil value to Commodity Credit Corporation.

This determination is effective as of August 1, 1950, which is the beginning of the 1950-51 marketing year, and shall remain in effect until further notice.

[SEAL] RALPH S. TRIGG,
President,
Commodity Credit Corporation.

OCTOBER 6, 1950.

[F. R. Doc. 50-8921; Filed, Oct. 10, 1950; 9:01 a. m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

DIRECTOR AND DEPUTY DIRECTOR OF OFFICE OF INTERNATIONAL TRADE

DELEGATION OF AUTHORITY RELATING TO EXPORT CONTROL

I hereby delegate to the Director and Deputy Director, Raymond C. Miller and Loring K. Macy, respectively, of the Office of International Trade, authority to exercise and perform all powers and functions provided by the Export Control Act of 1949 (63 Stat. 7). This supersedes the delegation of authority previously made to the Director and the Assistant Director for Export Control of the Office of Industry and Commerce, except that all outstanding rules, regulations, orders, licenses and other forms of administrative action shall, until amended or revoked, remain in full force and effect. I further hereby confirm the delegations of authority previously made to the Enforcement Staff of the Office of Industry and Commerce and the Compliance Commissioner for Export Control who, by separate order of this date, are transferred to the Office of International Trade.

(63 Stat. 7; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

Dated: October 5, 1950.

[SEAL] CHARLES SAWYER,
Secretary of Commerce.

[F. R. Doc. 50-8866; Filed, Oct. 10, 1950; 8:45 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 9672]

SHAWANO COUNTY LEADER PUBLISHING CO. (WTCH)

ORDER CONTINUING HEARING

In re application of Shawano County Leader Publishing Company (WTCH), Shawano, Wisconsin, Docket No. 9672, File No. BP-7488; for construction permit.

The Commission having under consideration a petition filed September 27, 1950, by the Shawano County Leader Publishing Company, requesting indefinite continuance of the hearing in the above-entitled proceeding, now scheduled to commence on October 6, 1950, in Washington, D. C.; and

It appearing, that negotiations are pending which may resolve certain interference problems presented by the May Broadcasting Company, licensee of Station KMA, Shenandoah, Iowa, which has

filed with the Commission a petition for leave to intervene in the above-entitled proceeding; and that applicant desires time to prepare and file with the Commission a petition for reconsideration of the designation for hearing of the above-entitled application based on measurements recently made by the applicant in the Shawano area which may satisfactorily determine whether the proposed installation and operation would be in compliance with the Commission's rules and Standards of Good Engineering Practice; and

It further appearing, that consent to a waiver of the requirements of § 1.745 of the Commission's rules and regulations and agreement to an immediate consideration and grant of this petition has been given by counsel; and

It further appearing, that a grant of the requested continuance will not prejudice in any manner the rights or interests of others;

It is ordered, this 29th day of September 1950, that the petition be, and it is hereby, granted; and the hearing herein presently scheduled for October 6, 1950, be, and it is hereby continued until further order.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 50-8913; Filed, Oct. 10, 1950; 8:52 a. m.]

[Docket Nos. 7170, 7955, 8045]

HARMCO, INC. (KROY), ET AL.

ORDER CONTINUING HEARING

In re applications of Harmco, Inc. (KROY), Sacramento, California, Docket No. 7170, File No. BP-4253; Palo Alto Radio Station, Inc. (KYA), San Francisco, California, Docket No. 7955, File No. BP-4452; Edmond Scott, Gordon D. France, Hugh Smith and Merwyn F. Pianting, a partnership, d/b as San Mateo County Broadcasters (KVSM) San Mateo, California, Docket No. 8045, File No. BP-5536; for construction permits.

With the consent of all parties and of Commission Counsel, *It is ordered*, This 2d day of October 1950, that the hearing in the above-entitled matter, now scheduled for October 30, 1950, in Washington, D. C., be, and it is hereby, continued to 10:00 o'clock a. m., Monday, January 8, 1951.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-8914; Filed, Oct. 10, 1950; 8:52 a. m.]

[Docket Nos. 8001, 8685, 8830, 9130, 9222]

UNITY CORP., INC. (WTOD), ET AL.

ORDER CONTINUING HEARING

In re applications of Unity Corporation, Incorporated (WTOD), Toledo, Ohio, Docket No. 8001, File No. BP-5071; The Midwestern Broadcasting Company, Toledo, Ohio, Docket No. 8685, File No. BP-6421; The Toledo Blade Company, Toledo, Ohio, Docket No. 8830, File No. BP-6534; The Rural Broadcasting Company of Ohio, Oak Harbor, Ohio, Docket No. 9130, File No. BP-6758; Radio Corporation of Toledo, Toledo, Ohio, Docket No. 9222, File No. BP-7057; for construction permits.

The Commission having under consideration a motion filed September 26, 1950, by Unity Corporation, Inc. (WTOD), Toledo, Ohio, to postpone for approximately 30 days the further hearing on the above-entitled matters which is now scheduled for October 23, 1950, in Washington, D. C., in which motion The Toledo Blade Company, Toledo, Ohio, orally joined; the opposition to the motion of Unity Corporation, Inc. (WTOD), filed September 27, 1950, by The Rural Broadcasting Company of Ohio, and its oral opposition to the motion of The Toledo Blade Company for continuance; the opposition of Radio Corporation of Toledo, filed September 29, 1950, to the Unity Corporation, Inc. (WTOD), petition for continuance; the oral argument had before the Hearing Examiner on October 2, 1950, on the motions to continue and oppositions thereto, at which all parties and Commission Counsel were present and participated; and

It appearing, That the motion of Unity Corporation, Inc. (WTOD) was originally based on the fact that, with the deletion on June 13, 1950 of Station WWOK, Flint, Michigan, made known to the parties shortly thereafter, movant's consulting engineer made an extensive (but not final) investigation of the possibility of making use of 5 kw upon the frequency 1470 kc in Toledo; that as a result of such investigation it appeared that such operation is feasible and would substantially enlarge the local coverage, and that other stations and applications can be given the necessary protection; that as a result of the considerable time devoted to a consideration of the possibility of a proposal with increased power, movant will be unable to complete the engineering studies and preparation of any amendment dictated thereby by October 3, 1950, and will require approximately an additional 30 days within which to reach a final decision on the facilities available for use in Toledo and prepare and file the correspondent amendment; and

It appearing further, that on September 26, 1950 (the same day on which Unity Corporation, Inc. (WTOD) filed its motion for continuance), an application was filed for the use of the frequency 1470 kc at Flint, Michigan, with 1 kw power; that such application would conflict by reason of objectionable interference with any Toledo application for 5 kw on 1470 kc, and would require comparative consideration therewith; that at the oral argument, therefore, movant, Unity Corporation, Inc. (WTOD), abandoned its intention to amend its application to seek the use of 5 kw; that counsel for Unity Corporation, Inc. (WTOD) stated that his client had spent so much time in ascertaining the feasibility of the use of 5 kw during the time when there was no conflicting application pending that it will now require additional time to complete its amendment to its application for 1 kw, which was made necessary by reason of the Commission's action in connection with Station WMBD, Peoria, Illinois; and

It appearing further, that The Toledo Blade Company's request for continuance rests on a different basis than that of Unity Corporation, Inc. (WTOD), namely that its engineer is out of the country and will not be in Washington on October 23, 1950, nor is any other member of that engineering firm available to handle the hearing if held on that date; that said engineer will be back in the United States on or about November 4th and any date thereafter for the further hearing would be satisfactory to The Toledo Blade Company; and

It appearing further, that the foregoing reasons are considered by the Hearing Examiner as good and sufficient cause for the requested continuance of the further hearing; that the earliest date the Hearing Examiner has open for scheduling the same is November 27, 1950;

Therefore, it is ordered, This 2d day of October 1950, that the petition of Unity Corporation, Inc. (WTOD), in which The Toledo Blade Company joins, for continuance, is granted; and the further hearing on the above-entitled applications is continued to 10:00 o'clock a. m., Monday, November 27, 1950, in Washington, D. C.

It is further ordered, That the time within which amendments to the respective applications involved in this proceeding may be filed is extended to November 7, 1950.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-8917; Filed, Oct. 10, 1950; 8:52 a. m.]

[Docket Nos. 8714, 8919]

RADIO STATION KRMD AND LAKEWOOD BROADCASTING CO.

ORDER CHANGING HEARING DATE

In re applications of Radio Station KRMD (KRMD), Shreveport, Louisiana, Docket No. 8919, File No. BP-5983; Eldridge C. Harrell and Delbert Davison, d/b as Lakewood Broadcasting Company, Dallas, Texas, Docket No. 8714, File No. BP-6309; for construction permits.

In the above-entitled matter, the Commission having advanced the hearing date from Monday, November 20, 1950, to Monday, November 6, 1950, in Washington, D. C., and

It appearing, that said hearing date conflicts with a series of field hearings assigned to the same Hearing Examiner;

It is ordered, This 2d day of October 1950, that the date for the hearing in the above-entitled matters be changed to Monday, November 20, 1950, at 10:00 o'clock a. m., in Washington, D. C.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-8915; Filed, Oct. 10, 1950; 8:52 a. m.]

[Docket No. 9390]

IDAHO RADIO CORP. (KID)

ORDER CONTINUING HEARING

In re application of Idaho Radio Corporation (KID), Idaho Falls, Idaho, Docket No. 9390, File No. BMP-3308; for modification of construction permit.

The Commission, having under consideration a motion filed September 29, 1950 by Idaho Radio Corporation (KID), Idaho Falls, Idaho, for continuance to October 23, 1950, "or such other date as may be designated" of the hearing on the above-entitled application now scheduled in Washington, D. C., on October 16, 1950; and

It appearing, that movant desires to amend its application so as to resolve some of the existing engineering conflicts but has been unable to complete the engineering work necessary to such an amendment due to unforeseen difficulties, and that such reasons constitute good cause for a grant of the requested continuance; that counsel for all parties and Commission counsel have consented to the granting of this motion and have agreed to a waiver of § 1.745 of the Commission's rules and regulations to permit early consideration and grant of said motion;

It is ordered, This 2d day of October 1950, that the motion for continuance is granted, and the hearing now scheduled for October 16, 1950, is continued to 10:00 o'clock a. m., Monday, October 30, 1950, in Washington, D. C.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] T. J. SLOWIE, *Secretary*.

[F. R. Doc. 50-8916; Filed, Oct. 10, 1950; 8:52 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-1484]

CITIES SERVICE GAS CO.

NOTICE OF APPLICATION

OCTOBER 3, 1950.

Take notice that on September 18, 1950, Cities Service Gas Company (Applicant), a Delaware corporation with its principal place of business in Oklahoma City, Oklahoma, filed an application with the Commission for permission and approval pursuant to section 7 (b) of the Natural Gas Act to abandon approximately 14 miles of 10-inch and 8-inch gas pipe line from a point in the Northeast Quarter (NE¼) of Section 6, Township 28 South, Range 1 East, to a point in the Southeast Quarter (SE¼) of Section 7, Township 26 South, Range 1 East, all in Sedgwick County, Kansas.

The application recites the facilities have been used to move gas from Wichita to Hutchinson and Newton, Kansas, from the south, but since completion of Applicant's new 26-inch line to Kansas City, Missouri, the flow of gas has been reversed rendering the facilities described no longer used by or useful to Applicant.

Applicant states a portion of the facilities to be abandoned is located in a now built-up residential district of Wichita, Kansas, served by The Gas Service Company; that The Gas Service Company has offered to purchase 23,812 and 12,934 feet of 10-inch and 8-inch pipe line respectively, and Applicant has agreed to sell said pipe for $24,353.09, the original cost depreciated subject to Commission approval; that the balance of facilities to be reclaimed will be returned to stock and re-used in Applicant's Hugoton Field gathering system.

Applicant further states three (3) individual domestic consumers are connected to the facilities sought to be abandoned; that service to such consumers has been furnished by sales by Applicant to The Gas Service Company who in turn resells to the individual consumers under contract providing for discontinuance of service on ten (10) days notice.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 23d day of October 1950. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY, *Secretary*.

[F. R. Doc. 50-8869; Filed, Oct. 10, 1950; 8:45 a. m.]

[Docket No. G-1492]

TEXAS GAS TRANSMISSION CORP.

NOTICE OF APPLICATION

OCTOBER 3, 1950.

Take notice that on September 25, 1950, Texas Gas Transmission Corporation (Applicant), a Delaware corporation with its principal place of business in Owensboro, Kentucky, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing it to sell and deliver to Mid-South Gas Company, at a point near Helena, Arkansas, natural gas in quantities not to exceed 5,000 Mcf per day.

Applicant alleges that the proposed sale will require the installation of no new or additional facilities, other than those heretofore authorized in prior dockets, that the proposed delivery will be made from natural gas reserves heretofore committed to its system, and that the small volume involved will not appreciably affect gas reserves available to its system. Applicant alleges further that the proposed sale will in no way change the service to its existing or future firm customers.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) before the 23d day of October 1950. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY, *Secretary*.

[F. R. Doc. 50-8870; Filed, Oct. 10, 1950; 8:45 a. m.]

[Docket No. E-6309]

SIERRA PACIFIC POWER CO.

NOTICE OF ORDER

OCTOBER 5, 1950.

Notice is hereby given that, on October 4, 1950, the Federal Power Commission issued its order entered October 3, 1950, supplementing order of September 22, 1950, published in the FEDERAL REGISTER on September 30, 1950 (15 F. R. 6611), authorizing issuance of securities in the above-designated matter.

[SEAL] LEON M. FUQUAY, *Secretary*.

[F. R. Doc. 50-8871; Filed, Oct. 10, 1950; 8:46 a. m.]

[Docket Nos. ID-939, ID-1087, ID-1144]

STANLEY B. SHERMAN ET AL.

NOTICE OF ORDERS

OCTOBER 5, 1950.

In the matters of Stanley B. Sherman, Docket No. ID-939; Rufus L. Nelson, Docket No. ID-1087; A. Wilson Barstow, Docket No. ID-1144.

Notice is hereby given that, on October 5, 1950, the Federal Power Commission issued its orders entered October 3, 1950, in the above-designated matters, authorizing Applicants to hold certain positions pursuant to section 305 (b) of the Federal Power Act.

[SEAL] LEON M. FUQUAY, *Secretary*.

[F. R. Doc. 50-8872; Filed, Oct. 10, 1950; 8:46 a. m.]

BLACKSTONE VALLEY GAS AND ELECTRIC CO.

NOTICE OF ORDER

OCTOBER 5, 1950.

Notice is hereby given that, on October 4, 1950, the Federal Power Commission issued its order entered October 3, 1950, approving and directing disposition of amounts representing profits on fees paid to associated companies in the above-designated matter.

[SEAL] LEON M. FUQUAY, *Secretary*.

[F. R. Doc. 50-8873; Filed, Oct. 10, 1950; 8:46 a. m.]

KANSAS-COLORADO UTILITIES, INC.

NOTICE OF ORDER

OCTOBER 5, 1950.

Notice is hereby given that, on October 5, 1950, the Federal Power Commission issued its order entered October 3, 1950, approving and directing disposition of amounts classified in Account 100.5, Gas Plant Acquisition Adjustments, in the above-designated matter.

[SEAL] LEON M. FUQUAY, *Secretary*.

[F. R. Doc. 50-8874; Filed, Oct. 10, 1950; 8:46 a. m.]

PUBLIC SERVICE CORP. OF TEXAS

NOTICE OF ORDER

OCTOBER 5, 1950.

Notice is hereby given that, on October 4, 1950, the Federal Power Commission issued its order entered October 3, 1950, directing and approving disposition of amounts classified in Account 107, Gas Plant Adjustments, in the above-designated matter.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-8875; Filed, Oct. 10, 1950; 8:46 a. m.]

[Docket Nos. G-1248, G-1267, G-1277, G-1290, G-1306, G-1311, G-1319]

TENNESSEE GAS TRANSMISSION CO. ET AL.

NOTICE OF OPINION

OCTOBER 5, 1950.

In the matters of Tennessee Gas Transmission Company, Docket Nos. G-1248 and G-1290; Northeastern Gas Transmission Company, Docket No. G-1267; Transcontinental Gas Pipe Line Corporation, Docket No. G-1277; New York State Natural Gas Corporation, Docket No. G-1306; Niagara Mohawk Power Corporation, Docket No. G-1311; Algonquin Gas Transmission Company, Docket No. G-1319.

Notice is hereby given that, on October 4, 1950, the Federal Power Commission issued its Opinion No. 201 dated October 3, 1950, in the above-designated matters.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-8876; Filed, Oct. 10, 1950; 8:46 a. m.]

[Docket No. E-6308]

FLORIDA POWER CORP.

NOTICE OF ORDER

OCTOBER 4, 1950.

Notice is hereby given that, on October 3, 1950, the Federal Power Commission issued its order entered October 2, 1950, supplementing order of September 12, 1950, published in the FEDERAL REGISTER on September 21, 1950 (15 F. R. 6316-17), authorizing issuance of securities in the above-designated matter.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-8877; Filed, Oct. 10, 1950; 8:46 a. m.]

[Docket Nos. G-585 and G-1271]

ALABAMA-TENNESSEE NATURAL GAS CO.

NOTICE OF ORDER

OCTOBER 4, 1950.

Notice is hereby given that, on October 2, 1950, the Federal Power Commission issued its order entered September 29, 1950, in the above-designated matters, amending orders of July 1, 1948 (13 F. R. 3874), November 22, 1949 (14 F. R. 7254), and June 15, 1950 (15 F. R. 4064), issuing certificates of public convenience and necessity.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-8878; Filed, Oct. 10, 1950; 8:46 a. m.]

[Docket Nos. G-1431, G-1432]

EAST OHIO GAS CO. AND NEW YORK STATE NATURAL GAS CORP.

ORDER CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

OCTOBER 4, 1950.

On June 30, 1950, The East Ohio Gas Company, an Ohio corporation having its principal offices at Cleveland, Ohio, and New York State Natural Gas Corporation, a New York corporation having its principal office at New York, New York, filed applications for certificates of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of certain natural gas facilities, subject to the jurisdiction of the Commission, as are described in the applications on file with the Commission and open to public inspection.

The two applications cover the construction and operation of a pipe line extending from the existing pipe-line system of New York State Natural Gas Corporation in Westmoreland County, Pennsylvania, to the pipe-line system of The East Ohio Gas Company in Mahoning County, Ohio. That part of the pipe line of approximately 62 miles in Pennsylvania is to be built by New York State Natural Gas Corporation and the remaining part of approximately one mile in Ohio is to be built by The East Ohio Gas Company.

Applicants have requested that their applications be heard under the shortened procedure provided for by § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure. No request to be heard or protest has been filed subsequent to the giving of due notice of the filing of the applications including publication in the FEDERAL REGISTER on July 15, 1950 (15 F. R. 4529).

The Commission finds: The above applications should be consolidated and the proceeding disposed of under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure.

The Commission orders:

(A) The aforesaid applications in Docket No. G-1431 and Docket No. G-1432 be and the same hereby are consolidated for hearing.

(B) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing be held on October 26, 1950, at 9:30 a. m., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such applications: *Provided, however,* That the Commission may after a non-contested hearing forthwith dispose of the proceeding pursuant to the provisions of § 1.32 of the Commission's rule of practice and procedure.

(C) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: October 5, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-8879; Filed, Oct. 10, 1950; 8:47 a. m.]

[Docket No. G-1422]

DELTA NATURAL GAS CO.

NOTICE OF FINDINGS AND ORDER

OCTOBER 4, 1950.

Notice is hereby given that, on October 2, 1950, the Federal Power Commission issued its findings and order entered September 29, 1950, issuing certificate of public convenience and necessity in the above-designated matter.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-8880; Filed, Oct. 10, 1950; 8:47 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 25456]

GYPSUM LATH FROM SOUTHWEST TO SOUTH

APPLICATION FOR RELIEF

OCTOBER 6, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for and on behalf of carriers parties to his tariff I. C. C. No. 3798.

Commodities involved: Gypsum lath or gypsum sheathing, carloads.

From: Points in Texas and Oklahoma.

To: Points in Louisiana, Mississippi and Tennessee.

Grounds for relief: Competition with rail carriers and circuitous routes.

Schedules filed containing proposed rates: D. Q. Marsh's tariff I. C. C. No. 3798, Supplement 24.

Any interested persons desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is

found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-8883; Filed, Oct. 10, 1950; 8:47 a. m.]

[4th Sec. Application 25457]

FOREIGN WOODS FROM GEORGETOWN, S. C., TO OFFICIAL TERRITORY

APPLICATION FOR RELIEF

OCTOBER 6, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of carriers parties to the tariffs named below.

Commodities involved: Foreign woods and veneer, carloads.

From: Georgetown, S. C.

To: Points in official territory.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 621, Supp. 204; C. A. Spaninger's tariff I. C. C. No. 714, Supp. 139; C. A. Spaninger's tariff I. C. C. No. 1015, Supp. 64.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-8884; Filed, Oct. 10, 1950; 8:47 a. m.]

[4th Sec. Application 25458]

CANDY FROM AMARILLO, TEX., TO EL PASO, TEX.

APPLICATION FOR RELIEF

OCTOBER 6, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: The Atchison, Topeka and Santa Fe Railway Company for itself and on behalf of the Panhandle and Santa Fe Railway Company.

Commodities involved: Candy, less-than-carloads.

From: Amarillo, Tex.

To: El Paso, Tex.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: AT&SF., tariff I. C. C. No. 14329, Supplement 56.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-8885; Filed, Oct. 10, 1950; 8:47 a. m.]

[4th Sec. Application 25459]

PASSENGER BUSES FROM PONTIAC, MICH., TO KANSAS CITY, MO.

APPLICATION FOR RELIEF

OCTOBER 6, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. C. Schuldt, Agent, for and on behalf of carriers parties to his tariff I. C. C. No. 4063.

Commodities involves: Buses, passenger automobile, carloads.

From: Pontiac, Mich.

To: Kansas City, Mo.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-8886; Filed, Oct. 10, 1950; 8:47 a. m.]

[4th Sec. Application 25460]

FERTILIZER FROM TRENTON, N. J., TO THE SOUTH

APPLICATION FOR RELIEF

OCTOBER 6, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of carriers parties to Agent C. W. Boin's tariff I. C. C. No. A-816.

Commodities involved: Fertilizer and fertilizer materials, carloads.

From: Trenton, N. J.

To: Points in southern territory.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-8887; Filed, Oct. 10, 1950; 8:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 54-178]

THE UNITED LIGHT AND RAILWAYS CO. ET AL.

SUPPLEMENTAL ORDER AUTHORIZING AND APPROVING CERTAIN STEPS AND TRANSACTIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 29th day of September A. D. 1950.

The Commission, by order dated January 10, 1950, having approved the amended plan of liquidation of Continental Gas & Electric Corporation and The United Light and Railways Com-

pany ("Railways"), filed in these proceedings under section 11 (e) of the Public Utility Holding Company Act of 1935 ("Act") which provides, inter alia, for (i) the distribution and transfer by Railways to its common stockholders of three shares of common stock without par value of Iowa-Illinois Gas & Electric Company ("Iowa-Illinois") (together with non-interest-bearing, non-dividend-bearing and non-voting scrip in bearer form in lieu of fractional shares of such stock) in exchange for each five shares of common stock of Railways surrendered for cancellation by such stockholders, (ii) the transfer and delivery to Iowa-Illinois by Railways or its depositary of full shares of such common stock of Iowa-Illinois equal in number to the aggregate number of shares to be represented by outstanding scrip, and (iii) the expiration, on a date to be fixed by Railways with the approval of the Commission, of the right of Railways common stockholders to receive the aforesaid distribution of stock and scrip of Iowa-Illinois and the subsequent sale, at public or private sale, by Railways' depositary, of all of the aforesaid stock and scrip of Iowa-Illinois which shall not have been distributed by said date and the proportionate distribution of the proceeds of such sale to the common stockholders of Railways who shall not have surrendered their common stock of Railways and received distribution of Iowa-Illinois stock or scrip, or both, on account thereof; Railways having fixed the close of business on December 1, 1951, as the date upon which the right of Railways common stockholders to receive the aforesaid distribution of stock and scrip of Iowa-Illinois shall expire, and the Commission, by an order entered July 31, 1950, having approved such date; said order of January 10, 1950, having recited, inter alia, that the distribution by Railways to its common stockholders of common stock without par value of Iowa-Illinois on the basis of three shares of common stock of Iowa-Illinois for each five shares of Railways stock surrendered in exchange by such stockholders is necessary or appropriate to the integration or simplification of the holding company system of which Railways is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the act; and the Commission having in said order reserved jurisdiction, to entertain such further proceedings, to make such supplemental findings, and to take such further action as the Commission may deem appropriate in connection with the amended plan, the transactions incident thereto and the consummation thereof, and to enter such further orders as may be necessary to secure full compliance with the act; and

Railways having requested the Commission to issue a supplemental order with respect to said distribution conforming to the requirements of section 1808 (f) and Supplement R of the Internal Revenue Code, as amended; and the Commission deeming it appropriate to grant such request;

It is hereby ordered and recited, That the steps and transactions itemized below involved in the consummation of paragraphs 16 and 17 (a) of the amended plan are necessary or appropriate to the integration and simplification of the holding company system of which Railways is a member, and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 and are hereby authorized and approved:

(1) The distribution and transfer by Railways to its common stockholders, in exchange for common stock of Railways surrendered for cancellation by such stockholders, of 1,903,335 shares of common stock without par value of Iowa-Illinois (out of certificate number CU-1 for 1,904,003 shares), on the basis of three shares of common stock of Iowa-Illinois for each five shares of common stock of Railways surrendered for cancellation (including any intermediate transfers of such stock to or by Railways' depositary or to or by a nominee of such depositary);

(2) The transfer by Railways to Iowa-Illinois or its nominee (out of the aforesaid certificate number CU-1 for 1,904,003 shares) of the remaining 668 shares of common stock without par value of Iowa-Illinois not distributed to stockholders of Railways as provided in (1) above (including any intermediate transfers of such stock to or by Railways' depositary or to or by a nominee of such depositary);

(3) The issuance by Iowa-Illinois of non-interest bearing, non-dividend bearing and non-voting scrip in bearer form, representing a total of 667⅓ shares of common stock without par value of Iowa-Illinois, for distribution by Railways to common stockholders of Railways in lieu of fractional shares of such Iowa-Illinois stock;

(4) The distribution and transfer by Railways to its common stockholders of the aforesaid scrip, in lieu of fractional shares of common stock without par value of Iowa-Illinois otherwise distributable on the basis set forth in (1) above (including any intermediate transfers of such scrip to or by Railways' depositary or to or by a nominee of such depositary);

(5) The sale, at public or private sale, by Railways' depositary, of any shares of common stock or scrip, or both, of Iowa-Illinois which shall not have been distributed as described in paragraphs (1) and (4) above by the close of business on December 1, 1951, and the proportionate distribution of the proceeds of such sale to the common stockholders of Railways who shall not have surrendered their common stock of Railways and received the distribution described in paragraphs (1) and (4) above on account thereof (including any transfers of such stock or scrip, or both, by Railways to its depositary or to a nominee of such depositary and any transfers by such depositary or nominee incident to such sale);

(6) The exchange and transfer by Iowa-Illinois or its nominee, from time to time, of such number of shares of common stock without par value of Iowa-Illinois (out of the certificate or certificates representing the aforesaid 668 shares of such stock transferred to Iowa-Illinois or its nominee as provided in (2) above, as may be required upon the surrender of scrip certificates representing full shares of such stock.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-8888; Filed, Oct. 10, 1950; 8:48 a. m.]

[File No. 70-2383]

NIAGARA MOHAWK POWER CORP. AND THE NIAGARA FALLS POWER CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 4th day of October A. D. 1950.

Niagara Mohawk Power Corporation ("Niagara Mohawk"), a subsidiary of Niagara Hudson Power Corporation, a registered holding company, and The Niagara Falls Power Company ("Niagara Falls"), a subsidiary of Niagara Mohawk, having filed a joint application-declaration pursuant to the provisions of sections 6 (b), 9, 10, and 12 of the Public Utility Holding Company Act of 1935 and Rules U-42, U-43 and U-44 promulgated thereunder, with respect to the following proposed transactions:

The application-declaration proposes that Niagara Falls be merged into Niagara Mohawk. Niagara Falls' outstanding securities consist of 742,241 shares of common stock having a stated value of $21,077,787 held by Niagara Mohawk, and $15,689,000 principal amount of First and Refunding Mortgage Bonds, 3½ percent Series due March 1, 1966, held by the public. Niagara Mohawk will upon merger assume all of the indebtedness and obligations of Niagara Falls. Niagara Falls owns all of the capital stock of Canadian Niagara Power Company, Ltd., an electric company operating in Ontario, Canada, which will be directly transferred to Niagara Mohawk.

Niagara Falls, an electric utility company, generates and sells energy to certain large industrial customers in the city of Niagara Falls, New York, and to Niagara Mohawk. The electric project property of Niagara Falls is licensed by the Federal Power Commission under the Federal Power Act.

The application-declaration states that the merger of Niagara Falls into Niagara Mohawk will eliminate the only intermediate holding company in the Niagara Mohawk system and will complete the last major step in the corporate simplification program of the system.

Niagara Mohawk has requested that the order of the Commission with respect to the proposed transactions conform to the pertinent provisions of the Internal Revenue Code, as amended, including section 1808 (f) and Supplement R, and contain the specifications therein set forth wherever pertinent.

On June 29, 1950, the Public Service Commission of New York issued its opinion approving the proposed merger and

on September 25, 1950, the Federal Power Commission consented to the transfer of the project license of Niagara Falls to Niagara Mohawk.

Said joint application-declaration having been filed on March 29, 1950, and the last amendment thereto having been filed October 2, 1950, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said joint application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said joint application-declaration that the requirements of the applicable provisions of the act and Rules thereunder are satisfied, and deeming it appropriate in the public interest and in the interest of investors and consumers that the said joint application-declaration be granted and permitted to become effective:

It is ordered, pursuant to Rule U-23 and the applicable provisions of said act, that the said joint application-declaration be, and hereby is, granted and permitted to become effective forthwith subject to the terms and conditions prescribed in Rule U-24.

It is further ordered and recited, That the transactions proposed in the aforesaid joint application-declaration to be effected by Niagara Mohawk Power Corporation and Niagara Falls Power Company, including particularly those hereinafter described and recited, are necessary or appropriate to effectuate the provisions of subsection (b) of section 11 of the Public Utility Holding Company Act of 1935, and that said transactions are hereby authorized, approved and directed:

(1) The transfer or conveyance to Niagara Mohawk Power Corporation, upon and pursuant to the merger of The Niagara Falls Power Company into Niagara Mohawk Power Corporation, of all the right, title and interest of The Niagara Falls Power Company in and to any lands, tenements or other realty.

(2) The transfer by The Niagara Falls Power Company to Niagara Mohawk Power Corporation, upon and pursuant to the merger of The Niagara Falls Power Company into Niagara Mohawk Power Corporation, of all right, title and interest of The Niagara Falls Power Company in and to 299,750 shares of the issued and outstanding capital stock without par value of Canadian Niagara Power Company, Limited.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-8890; Filed, Oct. 10, 1950; 8:48 a. m.]

THE SOUTHERN CO., ET AL.

SUPPLEMENTAL ORDER RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 3rd day of October A. D. 1950.

In the matter of The Southern Company, Alabama Power Company, and Georgia Power Company, File No. 70-2422.

The Southern Company ("Southern"), a registered holding company and two of its public utility subsidiaries, Alabama Power Company ("Alabama") and Georgia Power Company ("Georgia"), having filed joint applications-declarations and amendments thereto pursuant to sections 6 (a), 7, 9 (a), and 12 (f) of the Public Utility Holding Company Act of 1935 (the "Act"), and Rules U-43 and U-50 promulgated thereunder with respect to the issuance and sale at competitive bidding by Southern of 1,000,000 additional shares of its $5 par value common stock, and the investment by Southern of the proceeds thereof in additional shares of the common stock of Alabama and Georgia; and

The Commission, by order dated September 22, 1950, having granted and permitted to become effective such joint applications-declarations, as amended; subject to the terms and conditions prescribed in Rule U-24, and subject further to the condition that the proposed issuance and sale of the common stock of Southern shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 shall have been made a matter of record herein and a further order shall have been entered with respect thereto in the light of the record so completed and subject further to a reservation of jurisdiction with respect to the payment of all fees and expenses in connection with the proposed transactions; and

Southern having filed a further amendment to the joint applications-declarations herein setting forth the action taken by it to comply with the requirements of Rule U-50, and stating that, pursuant to the invitation of competitive bids, the following bids were received:

Bidding group headed by—	*Price per share*
Morgan Stanley & Co., Kidder, Peabody & Co., and Merrill, Lynch, Pierce, Fenner & Beane	$10.9501
Union Securities Corp., and Equitable Securities Corp	10.842
Lehman Bros	10.765
Harriman Ripley & Co., Inc	10.752
Blyth & Co., Inc	10.736

The amendment further stating that Southern has accepted the bid of Morgan Stanley & Co., et al., as set out above, and that said common stock will be offered to the public at $11.25 per share, resulting in an underwriting spread of $0.2999 per share, which is equal to 2.67 percent of the public offering price, and 2.74 percent of the price to the company; and

Said applications-declarations, as amended, further stating that the estimated fees and expenses to be incurred and paid by Southern in connection with the proposed sale of common stock amount to $96,800, including a proposed payment of approximately $4,000 to Commonwealth Services, Inc., an independent service company which is a former affiliate of Southern, legal fees in the amount of $10,000 payable to Winthrop, Stimson, Putnam & Roberts, counsel for the company, accountants' fees of $16,000 payable to Arthur Anderson & Co., and a fee of $6,500 to be paid by the purchasers of the common stock to Reid & Priest, their counsel; and it appearing that such fees and expenses are not unreasonable; and

The Commission having examined said amendment, and having considered the record herein and finding no basis for imposing terms and conditions with respect to said matters:

It is ordered, That the jurisdiction heretofore reserved with respect to the matters to be determined as the result of competitive bidding in connection with the sale of the common stock of Southern under Rule U-50 be, and the same hereby is, released and that the said joint applications-declarations of Southern and its subsidiaries, Alabama and Georgia, as further amended herein, be, and the same hereby are granted and permitted to become effective forthwith, subject however to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved with respect to the payment of all fees and expenses in connection with the proposed transactions be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-8894; Filed, Oct. 10, 1950; 8:49 a. m.]

[File No. 70-2455]

NEW ENGLAND GAS AND ELECTRIC ASSN. AND NEW BEDFORD GAS AND EDISON LIGHT CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 5th day of October A. D. 1950.

New England Gas and Electric Association ("Negea"), a registered holding company, and its subsidiary, New Bedford Gas and Edison Light Company ("New Bedford"), having filed a joint application-declaration, with amendments thereto, pursuant to the provisions of sections 6 (b), 9, 10 and 12 of the Public Utility Holding Company Act of 1935, with respect to the following proposed transactions:

New Bedford proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $3,750,000 principal amount of 25-year __ percent Notes, Series B, due 1975. The interest rate and the price to the company for the notes will be determined by competitive bidding, except that the invitation for bids will specify that the price to the company shall not be less than 100 percent nor more than 102.75 percent of the principal amount. The proceeds of the sale of the notes will be used to repay a like principal amount of bank notes due December 31, 1952, and any bal-

ance of proceeds will be used to partially reimburse New Bedford's Plant Replacement Fund Assets account for expenditures made therefrom to finance additions to its plant and property.

New Bedford also proposes to issue and sell 17,717⅘ additional shares of its $25 par value common stock, at a price of $67.50 per share, to its stockholders pursuant to their preemptive rights. Negea as the holder of approximately 97 percent of the outstanding common stock proposes to purchase its pro rata portion of the additional stock and all shares which are unsubscribed for by other stockholders. The proceeds of the sale of the additional shares of common stock are to be used to partially reimburse New Bedford's Plant Replacement Fund Assets account for expenditures made therefrom to finance additions to its plant and property.

The proposed issuance and sale of notes has been approved by the Department of Public Utilities of Massachusetts, which body has not yet acted on a pending application for approval of the issuance and sale of 17,717⅘ shares of common stock.

Said joint application-declaration having been filed and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said joint application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to the proposed issuance and sale of notes that the requirements of the applicable provisions of the act and rules thereunder are satisfied, and that no adverse findings are necessary thereunder, and deeming it appropriate in the public interest and in the interest of investors and consumers that said joint application-declaration be granted and permitted to become effective with respect to the issuance and sale of notes, subject to the conditions and reservations hereinafter set forth; and the record being incomplete with respect to the other transactions proposed in said joint application-declaration.

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act, that said joint application-declaration be, and the same hereby is, granted and permitted to become effective with respect only to the issuance and sale of notes proposed by said joint application-declaration, subject to the terms and conditions prescribed in Rule U-24 and to the further condition that the proposed issuance and sale of notes shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, have been made a matter of record herein and a further order shall have been entered with respect thereto, which order shall contain such further terms and conditions as may then be deemed appropriate, for which purpose jurisdiction be, and the same hereby is, reserved.

It is further ordered, That jurisdiction be, and the same hereby is, reserved over the proposed issuance, sale and acquisition of common stock and over-all fees and expenses to be incurred in connection with the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-8889; Filed, Oct. 10, 1950; 8:48 a. m.]

[File No. 70-2465]

STANDARD GAS AND ELECTRIC CO.

ORDER REGARDING PROPOSED SALE AND TRANSFER OF STOCK

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 4th day of October 1950.

The Commission having issued an order on August 8, 1941, pursuant to section 11 (b) of the Public Utility Holding Company Act of 1935 ("act"), in proceedings concerning Standard Power and Light Corporation and its subsidiary, Standard Gas and Electric Company ("Standard Gas"), both registered holding companies, and their subsidiaries, the effect of which order is to require, among other things, that Standard Gas sever its relationship with Louisville Gas and Electric Company, a Kentucky corporation ("Louisville"), in any appropriate manner not in contravention of the provisions of the act and the rules and regulations promulgated thereunder, by disposing or causing the disposition of its direct or indirect ownership, control and holding of securities issued by Louisville; and

Standard Gas having notified the Commission, pursuant to Rule U-44 (c) promulgated under said act, that in compliance with the aforementioned order dated August 8, 1941, it advertised for competitive bids for the purchase of 137,857 shares of Common Stock, without par value, of Louisville; that it accepted the bid of an underwriting group headed by Lehman Brothers and Blyth & Co., Inc.; that it proposes to sell to said group 137,857 shares of Common Stock, without par value, of Louisville at a price of $31.-419 per share, aggregating $4,331,329; and that the net proceeds from the proposed sale will be applied, in part, to the retirement of the outstanding bank notes of Standard Gas, in the aggregate principal amount of $2,250,000, and the balance thereof will be used for general corporate purposes, including possible investments by Standard Gas in its subsidiaries; and no filing having been required by the Commission with respect to the proposed sale by Standard Gas; and

Standard Gas having requested the Commission to issue an order conforming to the requirements of Supplement R and section 1808 (f) of the Internal Revenue Code, as amended; and

It appearing appropriate to the Commission that an order as requested should be issued:

It is therefore ordered and recited, and the Commission finds that the proposed sale and transfer by Standard Gas and Electric Company of 137,857 shares of Common Stock, without par value, of Louisville Gas and Electric Company, a Kentucky corporation (such shares being represented by Certificates Nos. C-3535 to C-3554, inclusive, C-113 to C-302, inclusive, C-305 to C-504, inclusive, C-510 to C-1362, inclusive, C-3487 to C-3496, inclusive, CO-846, N-13236 to N-13249, inclusive, C-6889 to C-6899, inclusive, CO-8180 and NO-25467), as heretofore authorized or permitted by the Commission, are necessary or appropriate to the integration or simplification of the holding company system of which Standard Gas and Electric Company is a member, and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-8891; Filed, Oct. 10, 1950; 8:48 a. m.]

[File No. 70-2489]

THE UNITED GAS IMPROVEMENT CO. AND DELAWARE COACH CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 4th day of October A. D. 1950.

Notice is hereby given that a joint declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The United Gas Improvement Company ("UGI"), a registered holding company, and its wholly owned non-utility subsidiary, Delaware Coach Company ("Delaware"). Declarants have designated section 12 of the act and Rules U-42 and U-45 of the general rules and regulations promulgated thereunder as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than October 27, 1950, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said joint declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street, N. W., Washington 25, D. C. At any time after October 27, 1950, said joint declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said joint declaration which is on file in the offices of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

UGI, as the owner of all the outstanding shares of the capital stock of Dela-

ware, consisting of 900,000 shares with a stated value of $3,600,000, proposes to surrender to Delaware for cancellation and retirement 864,000 of such shares leaving 36,000 of such shares outstanding with a stated value of $3,600,000. The stated purpose of the proposed transaction is to minimize the federal transfer taxes which might be incurred in connection with any sale of such stock.

Declarants have requested that the Commission's order permitting the declaration to become effective be issued October 30, 1950, effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-8892; Filed, Oct. 10, 1950; 8:48 a. m.]

[File Nos. 54-159, 54-160, 54-162, 54-164]

INTERNATIONAL HYDRO-ELECTRIC SYSTEM

ORDER RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 4th day of October A. D. 1950.

The Commission having on July 21, 1942, ordered the liquidation and dissolution of International Hydro-Electric System ("IHES"), a registered holding company, pursuant to section 11 (b) (2) of the Public Utility Holding Company Act of 1935, and having instituted court proceedings under section 11 (d) of the act for the enforcement of said order; and

Numerous plans having heretofore been filed pursuant to section 11 (d) of the act for the liquidation and dissolution of IHES, and hearings having been held thereon; and

Bartholomew A. Brickley, Trustee of IHES, having thereafter filed his Second Plan ("Plan"), in four parts, for the liquidation and dissolution of IHES, and the Commission having on April 21, 1949, ordered the hearing to be reconvened to receive evidence with respect to said Plan, reserving jurisdiction to separate either for hearing or for disposition, in whole or in part, any of the issues, questions or matters arising in connection therewith (Holding Company Act Release No. 9021); and

Hearings having now been held on Parts I and II of said Plan, relating to the payment of the Debentures of IHES, and the Commission by orders entered herein on May 27, 1949, December 6, 1949, and June 13, 1950, having approved said Parts I and II and the steps proposed to be taken by the Trustee in the consummation thereof, subject to the further orders of the enforcement court; and said court having entered orders approving same; and

The Trustee having reported that as of August 1, 1950, he retired the Debentures of IHES in the manner authorized by the Commission in its order of June 13, 1950; that, in connection therewith, he borrowed on July 27, 1950, from The Chase National Bank of the City of New York the sum of $9,500,000, evidenced by a promissory note due in two years with the option of renewal for one additional year, payable on or before maturity with interest at the rate of 2¼ percent per annum, secured by hypothecation of the major portfolio assets of IHES; also that he deposited with Chemical Bank & Trust Company, Indenture Trustee, the sum of $87,017.60 for the payment of interest on overdue interest on said Debentures, subject to final determination of liability therefor; and

It appearing to the Commission that said hearing should be resumed to receive further evidence, if any, relating to the liability of IHES for the payment of interest on overdue interest on the Debentures, and evidence as to all the matters and issues arising under Parts III and IV of said Plan, which provide:

PART III. The presently outstanding shares of Preferred and Class A stock of IHES would be retired by issuing therefor Trustee Certificates as follows:

For each Preferred share and all dividend arrearages, 8 Trustee Certificates.

For each Class A share, 1 Trustee Certificate.

which Certificates would entitle the holders to share ratably in the assets of IHES upon final liquidation, after payment of taxes, debts and expenses of administration. The Certificates would not entitle the holders to dividends, interest, income, voting rights or any rights of stockholders, and would expire and become void five years after the date of final liquidation of IHES as provided in Part IV;

PART IV. To facilitate payment of the bank loan and to provide the holders of the certificates with an opportunity to obtain their proportionate part of the portfolio without delay, for a period of 60 days after the consummation of Part III the holders of the certificates would be given opportunity to surrender same and, upon payment of an aliquot share of the debt of IHES, receive an aliquot share of the assets:

Wherefore it is ordered, That the hearing on the Trustee's Second Plan be reconvened to receive evidence on the aforesaid matters and issues remaining for determination herein, and that said reconvened hearing be held before Edward C. Johnson, the officer heretofore designated, or any other officer or officers of the Commission hereafter designated by it for that purpose, on the 17th day of October 1950 at 10:00 o'clock a. m., e. s. t., at the offices of the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. On such day the hearing room clerk in Room 193 will advise as to the room in which the hearing will be held.

It is further ordered, That the first order of business, upon resumption of the hearing, will be to receive further evidence, if any, with respect to the liability of IHES for the payment of interest on overdue interest on its Debentures, and that, upon the closing of the record on this issue, the hearing proceed without interruption to the consideration of evidence on the remaining issues.

It is further ordered, That any person who has not already entered his appearance herein and who desires to be heard or otherwise to participate at said hearing shall notify the Commission in the manner provided in Rule XVII of the Commission's rules of practice, not later than two days prior to such hearing.

It is further ordered, That any person tary of the Commission shall serve notice of such hearing by mailing a copy of this order by registered mail to all participants in these proceedings, or their respective attorneys of record; that notice shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice shall be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-8893; Filed, Oct. 10, 1950; 8:48 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 15077]

UNIVERSUM-FILM A. G. ET AL.

In re: Rights in motion pictures owned by Universum-Film A. G. and others.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons (including individuals, partnerships, associations, corporations or other business organizations) whose names and last known addresses are set forth in Column 3 of Exhibit A attached hereto and made a part hereof, are residents of, or are organized under the laws of, or have or on or since the effective date of Executive Order 8389, as amended, have had their principal places of business in, Germany and are nationals of a designated enemy country (Germany);

2. That the property described as follows:

(a) All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, in, to and under the following:

(1) The motion pictures listed in said Exhibit A, including, but not limited to, the exclusive right to exhibit same in whole or in part by any means within the United States, all rights to arrange, adapt, revise, translate, and duplicate said motion pictures in whole or in part, and every copyright, claim of copyright, right to copyright, and right to renew the copyright or copyrights in said motion pictures.

(2) The screen plays, scenarios, and shooting scripts upon which said motion pictures are based, including, but not

limited to, all motion picture and television rights therein, and every copyright, claim of copyright, right to copyright, and right to renew the copyright or copyrights in said screen plays, scenarios, and shooting scripts.

(3) The rights to dramatize, perform, represent, and reproduce on motion picture film those portions of the published and unpublished works subject to copyright, other than the above mentioned screen plays, scenarios, and shooting scripts, which underlie or are embodied in said motion pictures and to exhibit such film by any means in the United States.

(b) All right, title, interest, and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the Several States thereof, of the persons referred to in column 3 of said Exhibit A and also of all other persons (including individuals, partnerships, associations, corporations or other business organizations), whether or not named elsewhere in this order including said Exhibit A, who are citizens and residents of, or which are organized under the laws of, or have their principal places of business in, Germany, and are nationals of such designated enemy country, in, to and under the following:

(1) All prints in the United States of the motion pictures listed in said Exhibit A

(2) All arrangements, adaptations, revisions, dramatizations, translations, and versions of the motion pictures listed in said Exhibit A

(3) Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the property described in subparagraphs 2 (a), 2 (b) (1) and 2 (b) (2) of this vesting order

(c) All monies and amounts, and all rights to receive monies and amounts, by way of damages, royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the property described in subparagraphs 2 (a) and 2 (b), of this vesting order, and

(d) All causes of action accured or to accrue at law or in equity with respect to the property described in subparagraphs 2 (a), 2 (b), and 2 (c) hereof, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law and by statute for the infringement of any copyright, for the violation of any right and for the breach of any obligation described in or affecting the aforesaid property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the persons referred to in subparagraphs 1 and 2 (b) hereof, the aforesaid nationals of a designated enemy country (Germany) and is property of, or is property payable or held with respect to copyrights or rights related thereto in which interests are held by, and such property itself constitutes interest therein held by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 12, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Column 1 Copyright Nos.	Column 2 Titles of works	Column 3 Producers or distributors
Unknown	Capriccio	Universum-Film A. G., also known as Ufa, Berlin, Germany.
Unknown	Fiakerlied	Algefa-Film G. m. b. H., Berlin, Germany.
Unknown	Fürst Seppl	Tobis, Tobis, G. m. b. H., Berlin, Germany.
Unknown	Neigungsehe (Part 2 of the motion picture Familie Buchholz).	Universum-Film A. G., also known as Ufa, Berlin, Germany.
Unknown	Peter Voss, der Millionendieb	Tobis, Tobis, G. m. b. H. Berlin, Germany.
Unknown	Schabernack	Algefa-Film, G. m. b. H., Berlin, Germany.
Unknown	Träumerei	Universum-Film, A. G., also known as Ufa, Berlin, Germany.
Unknown	Zwei gute Kameraden	Aufa-Film A. G., Berlin, Germany.
Unknown	Am Abend nach der Oper	Terra, Terra-Film A. G., Berlin, Germany.
Unknown	Die Brüder Noltenius	Universum-Film A. G., also known as Ufa, Berlin, Germany.
Unknown	Die Drei von der Tankstelle	Universum-Film A. G., also known as Ufa, Berlin, Germany.
Unknown	Du gehörst zu mir	Universum-Film A. G., also known as Ufa, Berlin, Germany.
Unknown	Der Engel mit dem Saitenspiel	Terra, Terra-Film A. G., Berlin, Germany.
Unknown	Herr Sanders lebt gefährlich	Tobis, Tobis Filmkunst G. m. b. H., Berlin, Germany.
Unknown	Liebesbriefe	Universum-Film A. G., also known as Ufa, Berlin, Germany.
Unknown	Orientexpress	Bavaria, Bavaria-Filmkunst, G. m. b. H., Munich, Germany.
Unknown	Peter, Paul und Nanette	Czerny-Prod. G. m. b. H., Czerny-Film-Produktion, G. m. b. H. Berlin, Germany.
Unknown	Solistin Anna Alt	Tobis, Tobis Filmkunst, G. m. b. H. Berlin, Germany.
Unknown	Der stumme Gast	Universum-Film A. G., also known as Ufa, Berlin, Germany.
Unknown	Der Verteidiger hat das Wort	Tobis, Tobis Filmkunst, G. m. b. H. Berlin, Germany
Unknown	Der verzauberte Tag	Terra, Terra Filmkunst, G. m. b. H. Berlin, Germany

[F. R. Doc. 50-8902; Filed, Oct. 10, 1950; 8:50 a. m.]

[Vesting Order 15125]

MAGDALENE SAUTNER

In re: Bank accounts and interests in bonds owned by Magdalene Sautner, also known as Magdalena Sautner, and others, F-28-23521-A-1; E-1, F-28-26108-E-1, F-28-26109-E-1, F-28-26110-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons, whose names and last known addresses are as follows:

Name and Last Known Address

Magdalene Sautner, also known as Magdalena Sautner, Postnau, Germany.
Jacob Sedlmeier, Asbach, Germany.
Robert Sedlmeier, Bayerbach, Germany.
John Sedlmeier, Bayerbach, Germany.

are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. An undivided two-thirds (⅔) interest in one (1) The Times Corporation, Park Lane Apartments, Bond of $1,000 face value, presently in the custody of Fritz Hailer, 814 Hammond Building, Detroit 26, Michigan, together with any and all rights thereunder and thereto, and

b. Those certain debts or other obligations of the Commonwealth Bank, Dime Bank Building, Detroit, Michigan, arising out of bank accounts particularly described in Exhibit A, attached hereto and by reference made a part hereof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Magdalene Sautner, also known as Magdalena Sautner, Jacob Sedlmeier, Robert Sedlmeier and John Sedlmeier, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy coun-

try, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 19, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Bank Accounts maintained with Commonwealth Bank, Detroit, Michigan.

Title of Account

Magdalena Sautner, Commercial—No. C13-151.
Jacob Sedlmeier, Commercial—No. C13-152.
Robert Sedlmeier, Commercial—No. C13-153.
John Sedlmeier, Commercial—No. C13-154.

[F. R. Doc. 50-8904; Filed, Oct. 10, 1950; 8:50 a. m.]

[Vesting Order 15131]

HERMAN NEYER

In re: Estate of Herman Neyer, deceased. File No. D-28-10565; E. T. Sec. 14979.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Franz Neyer, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Estate of Herman Neyer, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany);

3. That such property is in the process of administration by Herman L. Brys, as Administrator, acting under the judicial supervision of the Probate Court of Macomb County, Michigan;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 27, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-8903; Filed, Oct. 10, 1950; 8:50 a. m.]

[Vesting Order 15136]

RUDOLF HUGO SCHWOB

In re: Estate of Rudolf Hugo Schwob, deceased. File No. F-28-8701; E. T. sec. No. 17021.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Gertrud Hedwig Agnes Schwob Werner Rudolf Schwob and Rolf Ulrich Schwob, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of Rudolf Hugo Schwob, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Nathan D. White, as administrator, acting under the judicial supervision of the Probate Court for Middlesex County, Cambridge, Massachusetts;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 27, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-8905; Filed, Oct. 10, 1950; 8:50 a. m.]

[Vesting Order 15138]

FRANZ CARL ZITELMANN

In re: Estate of Franz Carl Zitelmann, deceased. File No. F-28-30587, D-1 & D-2; E. T. Sec. 17039.

Under the authority of the Trading With the Enemy Act, as amended. Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Saskia Bintz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the estate of Franz Carl Zitelmann, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany);

3. That such property is in the process of administration by Francis C. Welch and by F. Murray Forbes, Jr., as administrators, acting under the judicial supervision of the Probate Court, Suffolk County, Boston, Massachusetts;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on September 27, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property

[F. R. Doc. 50-8906; Filed, Oct. 10, 1950; 8:50 a. m.]

[Vesting Order 15154]

FRITZ A. AND HENNY BRUNS

In re: Real property, property insurance policies, claims and bonds owned by Fritz A. Bruns and Henny Bruns, also known as Mrs. Fritz A. Bruns.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Fritz A. Bruns and Henny Bruns, also known as Mrs. Fritz A. Bruns, each of whose last known address is Luchten Burgerweg 8, Aurich, Ostfriesland, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. Real property situated in the City of Berkeley, County of Alameda, State of California, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, interest and claim of the persons named in subparagraph 1 hereof, in and to the following property insurance policies which insure the improvements on the real property described in Exhibit A, attached hereto and by reference made a part hereof: Policy No. 677518, in the amount of $8,000, issued by the Newark Fire Insurance Company, 150 William Street, New York 8, New York, expiring July 19, 1953, and Policy No. RLH-527551, in the amount of $10,000, issued by the Royal Indemnity Company, 150 William Street, New York 8, New York, expiring May 12, 1952,

c. That certain debt or other obligation owing to the persons named in subparagraph 1 hereof, by Mrs. Marie Bruns, 534 Kenmore Avenue, Oakland, California, arising out of the net income by reason of the collection of rents from the real property described in subparagraph 2-a hereof, and any and all rights to demand, enforce and collect the same,

d. That certain debt or other obligation owing to the persons named in subparagraph 1 hereof, by the Estate of C. R. Fisher, deceased, 1078 University Avenue, Berkeley, California, arising out of the net income by reason of the collection of rents from the real property described in subparagraph 2-a hereof, and any and all rights to demand, enforce, and collect the same, and

e. Nineteen (19) United States of America, Series E, Savings Bonds, particularly described in Exhibit B, attached hereto and by reference made a part hereof, presently in the custody of Walter S. Reed, 534 Kenmore Avenue, Oakland, California, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b, 2-c, 2-d and 2-e hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 5, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

All that lot of land situated in the City of Berkeley, County of Alameda, State of California, described as follows, to-wit:

Parcel No. 1: The eastern 15 feet of Lot 1, all of Lots 2 and 3 and the western 44 feet of Lot 4, in Block 75, as said lots and block are delineated and so designated upon that certain Map entitled, "Map of Tract B of the Berkeley L. T. I. Association, surveyed and subdivided by M. G. King, C. E., Oakland, Alameda County, California, 1875," filed February 4, 1876 in Book 19 of Maps, at page 79, in the office of the County Recorder of Alameda County.

Parcel No. 2: Beginning at the point of intersection of the southern line of Delaware Street with the western line of 6th Street, as said streets are shown on the Map hereinafter referred to; running thence southerly along said line of 6th Street 100 feet; thence at right angles westerly 41 feet; thence at right angles northerly 100 feet to the southern line of Delaware Street; thence easterly along said last named line 41 feet to the point of beginning.

Being a portion of Lot 5 and all of Lot 6, in Block 75, as said lots and block are delineated and so designated upon that certain Map entitled "Map of Tract B of the Berkeley L. T. I. Association, surveyed and subdivided by M. G. King, C. E., Oakland, Alameda County, California, 1875," filed February 4, 1876 in Book 19 of Maps, at page 79, in the office of the County Recorder of Alameda County.

EXHIBIT B

Name of issue	Face value	Serial No.	Date of issue	Names in which issued
Defense Savings bond	$100	C4726585E	Jan. 1942	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
Defense Savings bond	100	C4726586E	Jan. 1942	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
Defense Savings bond, series E	50	LG592553E	May 1942	Mrs. Marie Bruns or Mrs. Henrietta Reed.
Defense Savings bond, series E	50	LG592555E	May 1942	Mrs. Marie Bruns or Mrs. Henrietta Reed.
Defense Savings bond, series E	50	L9481312E	July 1942	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
U. S. Savings bond, series E	50	L15147812E	Sept. 1942	Mrs. Marie Bruns or Mrs. Henrietta Reed.
U. S. Savings bond, series E	50	L17867316E	Oct. 1942	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
U. S. Savings bond, series E	50	L26050231E	Jan. 1943	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
U. S. Savings bond, series E	50	L32106133E	May 1943	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
U. S. Savings bond, series E	50	L51031726E	Oct. 1943	Mrs. Marie Bruns or Mrs. Henrietta Reed.
U. S. Savings bond, series E	50	L54736139E	Dec. 1943	Mrs. Marie Bruns or Mrs. Henrietta Reed.
War Savings bond, series E	50	L71667209E	Jan. 1944	Mrs. Marie W. Bruns or Mrs. Henrietta Bruns Reed.
War Savings bond, series E	50	L71665155E	Feb. 1944	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
War Savings bond, series E	25	Q39080823E	July 1944	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
War Savings bond, series E	25	Q53820037E	Dec. 1944	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
War Savings bond, series E	25	Q53802045E	Feb. 1945	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
War Savings bond, series E	25	Q59220488IE	Apr. 1945	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.
War Savings bond, series E	25	Q60803404SE	June 1945	Mrs. Marie W. Bruns or Mrs. Henrietta Bruns Reed.
War Savings bond, series E	25	Q60547800OE	Aug. 1945	Mrs. Marie Bruns or Mrs. Henrietta Bruns Reed.

[F. R. Doc. 50-8907; Filed, Oct. 10, 1950; 8:51 a. m.]